110

G. R. S. IX-5]

Previous references.

File No. 24—

1919.

(P. P.)

Serial Nos. 11.

19, 25, 26, 28 &
47, 49, 66, 67
76, 80, 83, 9
and 86, 101, 1

Later references.

N6 4pt 1987

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 21. Twenty one only.

Part B for August, 1920.

SUBJECT.

Regarding the Claim of Messrs Marga
for Certain alleged Losses in Connectio
the importation of Vellore Rice

BCS/14/8/20

WD 2238—GPB—20,000—14-6-20

G. R. S. III—1] 1919.

GENERAL AND REVENUE SECRETARIAT.

(P. P.)

NOTES.

File No. 24-19.

FILE HEADING.

Import of Food Grains into the State.

From

No.	Dated	Received
Diary No.	Enclos. Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

G. R. S. III-2]

General and Revenue Secretariat.

P. P File No. 24 of 1919

Serial No.	
11	From Messrs Nagaperumal & Co. Chennapatnam. Bangalore City letter dt 21.8.19. Submits the correspondence that passed between them & the Food Controller in regard to their contract for supplying 100 tons of Nellore rice by the Argent allotment. & request that permit certificates may be issued to them as Chief Secy's orders desired 2 " Send to F.C. for a report at once" Init.) C&B 2/9/19
3	Draft put up Reg 2/9/19 4 Init 2/9/19
12	To the Food Controller No G 4481 dt 22.8.19 Forwards the petition for immediate report.
13	From the Food Controller No. 3880 dt 23.9.19 Submits a report

NOTE—Contn. sheet.

G. R. S. III-2]

2

General and Revenue Secretariat. | P. C. File No. 24 of 1919.

Serial No.

The petn refd to ADJ 12

5 Submd
Hy
25/8/19
Chief Secy

Hon
25-8-19

6 For perusal

7 Mr Chengiah Chetty may be told that this is not a matter in which Govt can interfere & that it is one in which the P.C. is competent to act finally.

8 The P.C's suggestions in para 4 of his letter may be approved

Dewan

CBS
27/8/19

DEWAN'S OFFICE.
Recd. on AUG 27 1919
Reg. No. 1411

NOTE—Contn. sheet.

G. R. S. III-2]

Contracts for import of Kollore rice 3

General and Revenue Secretariat.

File No. P.P.24. of 191

No. 1411

1411

Serial No.

9 The proposals may be accepted with the modification that whenever the Food Controller has reason to doubt that the bulk imports are not up to sample, the matter, ~~should~~ be referred to the expert opinion of the Mysore Chamber of Commerce in accordance with well recognised practice. The samples presented by tenderers may, if necessary, be forwarded to that body with a view to ascertain whether they actually belong to the class and are of the quality they purport to represent. This procedure may be adopted in regard to the sample submitted in the present case also.

1/9/19

10 Draft submitted

1/9/19

11

19

To

The Food Controller in Mysore

No. G. 5297 & 2.9.19.

States that Govt. approve of the proposals contained in para 4 of the letter and suggest

B2

NOTE—Contn. sheet.

4

General and Revenue Secretariat. | G.O File No. 24 of 1919.

Serial No.	
	not tally with the samples from the area, may be sent for the opinion of the Expert.
25	From the Food Controller & Dy C.S. No 4699 of 3.9.19. With reference to sl 19, submits copies of correspondence between the Chairman of the Mysore Chamber, Bangalore & himself in the matter of scarcity areas of Gadag
26	From the same - No 4700 of 3.9.19 In continuation of the above & with reference to para 3 of his letter no 3880 of 23.8.19, submits a copy of a letter of 28.8.19 received from K. Subramanian who is a contractor for the supply of 200 tons of Nellore rice & requests Very early orders in the matter 12 Bags required as per references sls 25 & 26 abstracted above.

A

4/9/19

Chief Secy

13 The procedure in regard to arbitrations we would be inclined in ordinary times with reference

NOTE—Contn. sheet.

G. R. S. III-2j

General and Revenue Secretariat.

P. P File No. 24 of 1919.

Serial No.

ordinary commercial transactions. But the food control of food imports at present is altogether an exceptional state of affairs and unless the Food Controller is given a free hand - subject to taking instructions of Govt in important matters - & his decisions in regard to details are binding on the Contractors &c, it would be very difficult to control the trade. It is a matter of experience that the control has prevented profiteering and every merchant is trying his best to circumvent the Controller & wriggle out of Contracts - except when they are to his advantage. Unless they are dealt with with a firm hand the merchants are sure to ~~ask~~ even seek arbitration in every matter & the result will be delay - not only in the settlement of their claims, which is perhaps a minor matter, but delay or failure in keeping the market supplied with rice, a state

G. R. S. III-2j

General and Revenue Secretariat. | N. F. File No. 24 of 1919

Serial No.

of things which may give rise to a serious situation.

14 I understand that it is only in these two cases that the ~~Govt~~ tenders have been accepted before depositing samples & a dispute has arisen as to whether a particular sample tendered is or is not of a particular description.

15 If samples are taken before tenders are accepted similar difficulties will not occur, but there may be questions as to whether the bulk of the import is or is not according to sample.

16 In ordinary times such disputes may take their own time to be settled by arbitration or through the Civil Courts, as neither party is under any obligation ~~or~~ to secure the public safety.

17 In present circumstances the public safety is the primary factor to be considered & the interests must give way to it

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue

P.F File No. 24 of 1919.

Serial No.

18 An officer whom the Govt trust with the onerous functions of Food Controller may be expected to act with reasonable fairness uninfluenced by any motives other than those of promoting public interests - If there is reason to suspect that he does not do so the remedy is obvious - It does not seem to be good policy to tie his hands by prescribing too many formalities which may suit ordinary times but which will defeat the main purpose of Govt action in a time of stress

19 In the present case of Mercantman & Srikantiah if the parties are not able to satisfy the F.C as to their samples the F.C may, as suggested by him, cancel their contracts & call for fresh tenders with samples.

20 I would suggest that the Govt may send for the F.C & discuss the

NOTE—Contn. sheet.

8

G. R. S. III-2]

General and Revenue Secretariat.

P.P File No. 24 of 1919

Serial No.

situation in detail with him and then decide on the procedure to be adopted in such matters

Dewan)

8/9
9/9/19

DEWAN'S OFFICE.
Recd. on SEP 5 1919
Reg. No. 1599

NOTE—Contn. sheet

KPT-01

G. R. S. III-2)

General and Revenue Secretariat.

M. File No. 24 of 1919

D. 4566.

Serial No.

Appeal petn dt 30.8.19 from Mr. K. Srikantiah appealing against the Food Controller's order refusing to give priority to appeal for import of Kellene Seed.

Dewan's Order

21 May be dealt with in accordance with orders on Mr. Chengiah Chetty's application

Bo
CRL 3/9

Chief Secy's note

22 Keep in that file

Sd CSB 4.9.19

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

10

G. R. S. III-2)

General and Revenue Secretariat.

PP File No. 24 of 1919.

Serial No.

23 It is clear from the letter of the President of the Mysore Chamber of Commerce that he has not correctly understood the letter of the Food Controller. It may be made clear to him that there is no question of a private commercial dispute which it is proposed to refer to the arbitration of the Chamber. The Chamber is only requested to give an expert opinion as to whether a sample of rice belongs actually to the class it is represented to belong to by the tenderer and whether the bulk supply provided by the tenderer is in accordance with sample. This is a matter which is likely to be within the knowledge of the Chamber and there is no reason why the furnishing of such an opinion should involve either expense or delay. There is no question either of arbitration or award. The Chamber enjoys a considerable amount of Government support and it should be ready to give unbiassed expert opinion in commercial matters whenever required by Government.

24 It is not proposed to fetter the discretion of the Food Controller. It is proposed to provide him with the best advice that is locally available in regard to the price and quality of rice which he is buying on behalf of Government.

25 The Food Controller may discuss the subject with the President of the Chamber of Commerc and submit to Government if no satisfactory arrangement is possible.

NOTE—Contn. sheet.

Orders

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | PP. File No. 24 of 1919.

Serial No.	
26	Orders regarding the direct import of Delta rice by Government have been passed on another file No reference to the Chamber will, of course, be necessary in such cases. 6.9.19
27	Please put up draft communicating above observations to F.C. Letter may be marked confidential. 8/9/19 8-9-19.
28	To The Food Controller in Egypt No. E. 60938 8.9.19 Issue instructions in the matter referred to in U/S no 26.

NOTE—Contn. sheet.

G. R. S. 12]
General and Revenue Secretariat.

P. P File No. 24 of 1919-

Serial No.	
44	From the Food Controller No. 5363 & 15. 9. 19. (On this refer to Sl 28, states that the opinion of the Chamber of Commerce is awaited & that in the meantime he has received a reg: notice from Mr Sreecantaiah's Advocate & requests orders in the matter. 30 Chief Sec's note - "Put up refer & submit to Dewan - I think we should await the opinion of the Chamber of Commerce." Sd/- C S B 16/9/19
	Submd Sd/ 16/9/19
	31 For perusal
	32 The result of the refer to the Chamber of Commerce may be awaited. Dewan Sd/ 16/9/19

DEWAN'S OFFICE.
Recd. on SEP-16-1919
Reg. No. 1905

NOTE—Contn. sheet.

GPS—50,000—12-8-10

No. 1905

Serial No.

33 The Chamber may be requested to expedite their reply.

34 In his letter of the 23rd August, the Food Controller considers that the sample produced by Mr. Srikantiah is "far below 2nd sort". A suitable reply may be given to the notice in consultation with the the Government Advocate. It is not proposed to recognise a right in the tenderers to have their samples examined by any outside agency.

18.9.19

18-9-19

35 Draft submd

18/9/19.

36 Issued

18-9-19

45 To

The Food Controller
in Mysore

No 9. 7184 of 19/9/19

States that the Chamber of Commerce may be requested to expedite their reply and he may send a suitable reply in consultation with the Govt Advocate the sample produced is far below 2nd sort

NOTE—Contn. sheet.

GPS—50,000—12-8-10

G. R. S. III-2)

General and Revenue Secretariat.

Ap. File No. 24 of 191 9

Serial No. 37

From

Iruvyapuri & Co
Chamarajpet
Bangalore City

Requests again for early orders in the matter of [illegible] for supplying [illegible]

37 Chief Secy's order
"Submit to Dewan for perusal— The petitioner's named address is 7.C.
Sd/- C.S.B
19.9.19

DEWAN'S OFFICE.
Recd. on SEP 20 1919
Reg. No. 2024

Sd/-
21/9/19
Dewan 38

39 Issue 21.9.19 endorsed
22.9.19

40 Draft sub - No Enst has issued to their [illegible] reports
Does not realise
21/8/19.
Sd/-
22/9/19

41 Issue
22.9.19

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | P. P File No. 24 of 1919

Serial No.	
49	To Messrs Mayapuram & Co No G. 7804 of 22.9.19 stating that they must address the Food Controller.
66	From the Food Controller No 6391 of 8.10.19 with reference to cl 45 forwarding copy of a letter of 7th Oct 1919 from the Chairman Rayne Chamber of Commerce furnishing expert opinion regarding the samples of rice produced by Messrs Mayapuram & Co & the Trade Captain - 42 Submitted for orders with reference 10/10/19
1	The points for orders is whether the D. Cs proposal in paragraph 4 of his letter No 3880 of the 23rd August 1919, namely, to cancel the Contracts of the above mentioned firms may be approved. 44 The opinion of the Chamber

Flag A

NOTE—Contn. sheet.

6056

WD 1233—GPB—60,000—1-12-16—S.

16

G. R. S. III-2

General and Revenue Secretariat.

P.P File No. 24 of 191 9

Serial No.

Confirms the Contentions of the D.C in that letter and this proposal may be approved

12-10-19.

Chrysler
Dewan)

13/10/19

45 It is not clear from the expert opinion furnished by the Chamber whether the sample submitted by Messrs. Margapuram & Co. is or is not "Nellore Rice, first sort". This point may be definitely ascertained. The contract of Mr. Srikantaiya may be cancelled as the Chamber consider that his sample cannot be considered as "Nellore Rice, second sort".

6.10.19

46 Please write to D.C do

18/10

18-10-19

67 From the Food Controller No C-54 & 14.10.19
In cont of sl 66 requests that a definite final order be

DEWAN'S OFFICE.
Recd. on OCT 13 1919
Reg. No. 2450

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2

General and Revenue Secretariat.

P. P File No. 26 of 1919

17

Serial No.

between regarding the [illegible] Messrs Nagapuram Co & Mrs Reccanath

47. Reference is invited to para 2 of the paper under discussion with reference to the query contained in the Dewans note of 16.10.19 - para 45 of the note the T.C. considers that the samples produced by Messrs Nagapuram Co - is not of fair quality

Sg
18/10/19

48 Draft D.O. - put up
Issue & resubmit
Sd
18-10-19

68. To the Td Controller
No G 8892 dy 18.10.19
Requests that the opinion of the Chamber whether the samples produced by Nagapuram Co - is Nellore rice fair sat. - may be defective & states that the acceptance of Mr Subbarayas contract & proposal of Serial 67. may be cancelled -

49 Draft issued & file resubmitted regarding the forfeiture of the security deposit refd to in para 3 of 48

Sg
20/10/19

Sd
20-10-19

Chief Secy

50 On receipt of reply from TC other points can be dealt with

Sd
20/10/19

NOTE—Contn. sheet.

18

General and Revenue Secretariat.

P.P File No. 24 of 1919

Serial No.	
76	From Messrs Margaporam & Co. Letter of 23.10.19 with refce to sl 49 requesting orders on their petn of 21st August 1919 appealing against the Food Controller's order in regard to the sample rice produced by them - 51 submg for perusal the reply from the Food Controller (sl 68) may be awaited. Mg 27/10/19 Chettiar 5.11.19 Mg 28/10 Mg
80	From the Fd Controller no. 7067 of 28-10-19 with refce to sl 68 stating that the reply of the Chamber of Commerce regarding the sample produced by Messrs Margaporam & Co. will be submd when a receipt & requests orders regarding the disposal of the deposit furnished by Mr Sreecantiah - 53 Mr Sreecantiah has

Mg 27-10-19.

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. P. P File No. 24 of 1919.

Serial No.

furnished a security of Rs 2000
for terms of the contract please
refer to flag A
Submitted
Sd
29/10/19 Chief Secy.
29-10-19

Sd Owing to the breach of the
Contract he is liable to
the forfeiture of the full amount of the
security deposit.

Sd Perhaps it may be enough to
forfeit say 500 Rs & return the
balance

Sd
Dewan
29/10/19

Sd I think so
Secy
30.10.19
Dewan
31-10-19

Draft submitted
Sd
31/10/19
Sd Chief Secy
31-10-19

DEWAN'S OFFICE.
Recd. on OCT 29 1919
Reg. No. 2746

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

File No. 24 of 1919

20

Serial No.	
83	To The Food Controller in Mysore. No. G. 9587 dt 31.10.1919 States that a Sum of Rs 500 may be forfeited to Govt out of the deposit furnished by Messrs Seshachariah and the Balance refunded to them. 32 CHIEF SECRETARIAT. II POLITICAL BRANCH. 4 NOV. 1919 Draft reminder to F.C. put up Mg 24/11/19 do done 24-11-19 No. G. 12139 dt 24.11.19
93	From the Food Controller No 7853 dt 25/26.11.19 In continuation of Sl 80 submits a copy of letter dt 22nd Nov 19 from the Secy Mysore Chamber of Commerce stating that the Jaggery produced by Messrs Narasimhaiya & Co towards a part of their contract is Nellore Jaggery & requests to see as to how their contract was to be dealt with.

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

P. P File No. 24 of 1919.

Serial No.

61. Submitted with reference to para 45 of the notes (page 16)

MG

27/11/19 Chandler

BM 27-11-19

62. The discrepancy between the two opinions given by the Chamber of Commerce expert ~~leads to~~ is a point for consideration.

63. Even if we accept the later opinion & hold that the contract has been complied to so far as the 500 bags go the position will be this — Mangapuram Co. have tendered only 500 bags of the required quality as against 800 tons, ie they have complied to the contract to the extent of about 35%, ~~Since~~ & have failed to fulfil the contract to the extent of 65%. Govt have therefore every reason to rescind the contract under the penalties provided.

64 It is also clear from Mangapuram's letter of 17 Sept 19 (Serial 47 in file) that the price

NOTE—Contn. sheet.

General and Revenue Secretariat. | P.P File No. 24 of 1919

Serial No.

there was higher than the Contract price & the firm is not likely to have suffered any loss by the resale of the 500 bags. The rise in price may well have covered godown charges &c.

65 Taking all things into consideration the Contract may be merely cancelled & the deposit returned, but govt will not be liable for any further claim. If necessary the govt. advocate may be consulted.

CBS
10/12/19

Dewan

DEWAN'S OFFICE.
Recd. on DEC 11 1919
Reg. No. 3963

66 I do not see any contradiction in the two letters from the Chamber. 'First quality' is evidently a trade term signifying that the sample is of a certain definite standard, without implying that there is no other variety superior to it in the market. As, however, the firm failed to supply the entire quantity contracted for, the contract would seem liable to be cancelled. The Government Advocate may be consulted.

12.12.19

67. Forwarded unofficially to the Govt. Advocate with Compliments for favour of opinion on the legal rights of Messrs Manapuram & Co under the Contract 12-12-19.

NOTE—Contn. sheet.

G.O. 113
13/12

General and Revenue Secretariat.

P. P. File No. 24 of 1919.

Serial No.

G.O. No. 941 | 1919-20
18/12/1919

68 When the agreement in question was executed by Messrs Mangapuram and Co, for the supply of "Nellore rice, first sort, Molakolkulu", no sample was deposited. The question of the sample came up for consideration when the firm, about 12-8-1919, offered to supply 500 bags of rice and furnished a sample and requested the Food Controller to issue the necessary priority certificate.

69 The latest opinion given by the Chamber of Commerce is to the effect that the sample is "Nellore rice known as Molkalkulu in the market and of good quality". The Chamber has no doubt added the remark that "finer qualities of this rice are available in the market", But this opinion is not in consistent with the view that the sample answers to the description given in the bond. In the Class referred to

NOTE—Contn. sheet.

Serial No.

"first class" itself it is possible that many varieties might exist. It has therefore to be held that a valid tender of 500 bags of rice, out of the stipulated quantity was made by the firm in time; and that to this extent the contract must be deemed to have been fulfilled.

70 But the admission of the firm that it could not secure more than 500 bags of this quality is quite sufficient to justify the cancellation of the contract to the extent of the remaining quantity not so tendered, and this breach of the contract entitles the Food Controller to a reasonable compensation.

71 The legal position of the parties to the contract is, briefly this:—

72 Messrs Marcapieram & Co are entitled to maintain that they performed their part of the contract to the extent of the 500 bags referred to by them

cont.

Serial No.

and if, on account of the refusal of the Food Controller to issue the necessary certificate for their removal to Bangalore in time, they have in fact suffered any loss - the Food

(1) Controller is bound to reimburse them. The Food Controller, on the other hand, is entitled to treat the Contract as cancelled to the Extent of the remaining quantity not tendered,

(2) and to get reasonable compensation not exceeding the amount deposited, under the terms of the agreement.

Sd/- Shankaranarayana Rao
Government Advocate
18/12/19.

To Sub[d] for orders

Sd/- Rao
19.12.19

Chargeg

74 There was another file for the extent of the claim made by M/s C... on this account - that may also be put with this Note. Sub[d] to Dewan.

Sd/-
20/12/19

DEWAN'S OFFICE.
Recd. on DEC 22 1919
Reg. No. 4268

vide Cancelled with the file.

NOTE—Contn. sheet.

Report of Reference received by Hon'ble Mangaporuan Teo.

G. R. S. III-2]

General and Revenue Secretariat.

P.P File No. 24 of 1919. 26

Serial No. 96

From the Food Controller
No 8253 of 11.12.19
In continuation of his letter No 7255 of 26.11.19 regarding the Contract of Messrs Mangaporuan Teo, submits copy of a letter received from the firm claiming payment of Rs 5'86.7.6 on account of losses incurred by them owing to the refusal to grant permit certificates.
2. The previous file on the subject was submitted to Dewan yesterday. Submitted

Mg
12/12/19

2-12-19

Chief Secy

To Reference is invited to the note in the main file

Dewan

17/12/19

The contents of the main file were communicated to the Hon'ble Minister concerned

20.12.19

DEWAN'S OFFICE.
Recd. on DEC 17 1919
Reg. No. 4090

P. P re-19

To Govt Advocates
Queen
Please see pages
23 & 25 of the
notes

NOTE—Contn. sheet.

G. R S. III-2]

General and Revenue Secretariat.

P. P File No. 24 of 1919.

2

H 2688

Serial No.

78 Letter dt 11.12.19 from the D.C makes the position clear. In case the firm insist on claiming damages to the extent of Rs 5806.7.6, they are equally liable to forfeit to Govt their security deposit of Rs 5000. There is thus a small balance of Rs 43.8.6 in favour of Govt. If the firm are agreeable to withdraw all claim for damages, the security deposit may be returned in full to them however.

Draft
27.12.19

79 Draft
Mo
27-12-19

80 Draft submd
Mo
29/12/19 81 Draft
Mo
29.12.19

101 To

The Food Controller in Lyallpur.

No. S. 14867 dt 31.12.1919

Ds copy of Govt Advocate's note on the legal position of the parties to the Contract and States that Govt Consider that the Security deposit forfeited by the firm may be retained

NOTE—Contn. sheet.

to S&D

28

G. R S. III-2]

General and Revenue Secretariat. | P.P. File No. 24 of 191 9

Serial No.

in full if they are agreeable to withdraw all claim for damages. Regrets to communicate with the firm and take necessary action as indicated

453 From the 7th Convener No 5708 of 10.5.20. with reference to 5101, forwards copies of correspondence between himself & the firm & states that from the firm's letter it appears to have made a further representation to Govt about the security deposit.

Submd. no further representation has been received in the office from this firm

Key 17/5/20 £3 for perusal. The further representation may be awaited for a week or two and if none is rcd. the forfeiture of the deposit may be ordered finally leaving the firm to take whatever action they may desire to adopt.

Chief Secy) 84) MS 17/5 MS 22/5

HIEF SECRETARIAT
II
POLITICAL BRANCH.
12 APR. 1920

NOTE—Contn. sheet.

222

29

G. R. S. III-2]

General and Revenue Secretariat.

P. P File No. 24 of 191 9

Serial No.

85) No further representation has been received till now from this front. Hence

Ug
21/6/20

86) As the representation has not reached Govt. till now, the J.C. may be requested to take further action and forfeit the deposit.

MK
24/6

Chief Secy)

Dewan)

87) CBK
5/7

88) Yes
CBK
12-7-20

89 ~~Dewan~~ District Jc ans
CBK
13/7/20

Draft subd
Ug
14/7/20

90) Done
MK
14/7

G 1107 of 16/7.

Ltr No 31 dt 3-7-20 from the J.C. and the enquiry report in the case is also put up

DEWAN'S OFFICE.
Recd. on JUL 7 1920
Reg. No. C96

CHIEF SECRETARIAT.
POLITICAL BRANCH.
13 AUG. 1920

NOTE—Contn. sheet.

Reference sent to Dr for relevant file 087/2/1809 Rec'd 23/8/19

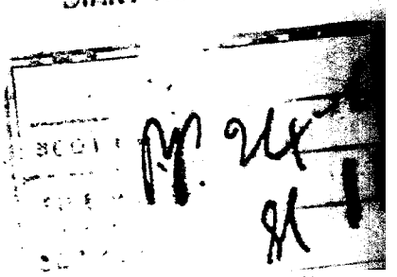
Bangalore City.

21st August, 1919.

DIARY NO. 3726

From

Margapuram & Co.,
Chamarajpet,
BANGALORE CITY.



To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to Government of His Highness the
Maharaja of Mysore, Bangalore.

Sir,

We beg to forward for orders the correspondence that passed between us and the Food Controller in regard to our contract for supplying 100 tons of Nellor rice.

On the 4th of August our tender was accepted and the agreement signed on the 7th idem for supplying Nellor rice of the 1st quality (Molakolkulu). Immediately we sent our representative to Nellore who had some experience in this business and who had gone there prior to our giving the tender and studied the market. He was followed by one of the Proprietors of the firm. They purchased 500 bags of rice of first quality in the same Mills where the previous tenderer had purchased and of the same quality if not slightly superior. When we produced the sample and applied for a Priority certificate, the Food Controller showed us a few grains of rice and said that ours was not of the first quality. If he had this stuff in his office before, he should have shewn us the sample at the time of our tender and asked us to bind ourselves to supply rice of this quality, but he did not do so. As we observed in our letter of the 18th instant, the Food Controller admitted that he had little or no experience of Nellore rice, and we had also shewn that local merchants were not in the habit of getting Nellore rice as it was costly and therefore they had no experience of it either. It was only after Mr. Appanna Ramachendra Rao took up the contract

contract Nellore rice was imported into Bangalore for the first time. We therefore suggested to the Food Controller to write to the head of the district and ascertain from him if the rice we had purchased was of the first quality or not. He declined to do so. In his letter dated 20th instant he persists in saying that the sample produced is not of the first quality and therefore he would not grant us the Priority Certificate.

We draw particular attention of the Government to the contents of our letters of the 16th and 18th instant and submit the following alternative proposals for consideration and very early orders.

1. Nellore is not under control and the prices are daily going up for all qualities of rice. As Calcutta also is not under control, the Food Controller issues certificates to the merchants to the extent allotted by the Bengal Director of Civil Supplies without any restriction and the merchants have been importing the same accordingly for sale to the public.

We would therfore suggest that the same procedure could be adopted for Nellore also, now that we and Mr. Srikantiah have undertaken to supply ~~xxxxxxx~~ 100 and 200 tons respectively this being the quantity allotted for this month. Even in this case we are prepared to get a certificate from the local officer if the Food Controller is pleased to give us a letter to him.

2. We are quite prepared to hand over the whole quantity to Government if they are willing to pay us only 2 annas profit on each bag on the bills furnished by the Mills.

3. We are also prepared to supply only 500 bags we had purchased at the tender rate and for the remaining 800 bags the Food Controller may give the contract to any other merchant whom he chooses.

In any case, we shall get a certificate from the local officer as to the quality of rice supplied by us.

us.

As we have invested a large amount and as the Mill owner is pressing us to clear the goods at once, we pray that the Government will be pleased to order the Priority Certificate being granted to us without any delay.

We beg to remain,

Sir,

Your most obedient servant,

[redacted]

No. 3711

Office of the Director of Civil Supplies
in Mysore,

Immediate.

Bangalore, dated 20th August *1919*

Messrs. Margapuram Co.,
New Taragupet, Bangalore City.

Dear Sirs,

With reference to your letters of the 16th and 18th instants, regarding the quality of Nellore rice proposed to be imported by you, I have to inform you that as already stated in my letter of the 14th inst. I am not satisfied ~~with~~ that the sample which you have produced ~~as~~ is of 1st quality Nellore rice and that consequently I cannot authorise the import of that quality of rice against your contract for the supply of 1st sort Nellore rice. If you are able to import Nellore rice of 1st sort quality, as per sample shown to your representative, Mr. Subba Rao, please produce the sample very early. Otherwise I shall have to make other arrangements for obtaining the rice.

Yours faithfully,

Food Controller & Director
of Civil Supplies.

KM/MPH.

Bangalore City, 16th August 1919.

From

Margapuram & Co.,

Now Taragupet, Bangalore City.

34

To

The Food Controller in Mysore,

Bangalore.

Dear Sir,

In acknowledging the receipt of your letter No.5587 dated the 14th instant received this morning, intimating that the samples of Nellore rice tendered is not of the first sort, we write to inform you that our tender is purely for Molakulukulu rice of the 1st quality. Even the rate now tendered by us is at great disadvantage and by sending our representative who examined all the mills and purchased after being convinced that this is the 1st sort. The present contract is taken partly with a philanthropic view and not with the idea of making undue profit. We can assure you that the quantity of 500 bags now purchased are from Molakulukulu and nothing but that. The purchase has been made in the same mill where Messrs.Appanna Ramachandra Rao and M.N.Lakshmiramana Chetty the previous tenderers have purchased. As we have invested a large amount, you will be good enough to issue the necessary certificate for the import of the said consignments and in the meanwhile taking steps to convince yourself of the quality by making a reference to the Head of the District. Further the samples of the rice imported by previous tenderers for the past 5 months may kindly be got and the rice imported by us is in ~~any~~ way inferior to theirs, ~~[illegible] moderate proper-~~ ~~[illegible]~~. So in these circumstances, I request that early issue of the certificate may be ordered. We may assure you that the prices have gone up so high that no margin of profit is left.

Thanking you,

Yours faithfully

M & Co

Bangalore City,

18th August, 1919.

From

Margapuram & Co.,

To

The Food Controller,

B a n g a l o r e.

Sir,

In continuation of our letter of the 16th instant, we wish to inform you thet the sample (a few grains) shown in the office could n not possibly be taken as the standard for the first quality, since the sample itself is not got from any mill owners of Nellore, nor certified as such from the local office at Nellore. Evidently it must be the remnant of the stuff imported by one of the previous tenderers, who had purchased it 2 months ago, and who to his own advantage has given a few grains as the best and first sort. The Food Controller was himself pleased to express in person that he has very little experience of the Nellore rice, but that some merchants to whom the rice was shewn declared it as otherwise. In this instance, we beg to point out that none of the Bangalore merchants were getting Nellore rice before, as it was costly. It is only after the tender system was introduced that Mr. Appanna Ramachendra Rao appeared on the scene and got Nellore rice. As remarked by Mr. Lakshmisamana Chetty, to you no Bengalore merchant can profess himself to express an opinion on Nellore rice. As to Mr. Ramachendra Rao it is quite natural, that as a disappointed man, and also to find speedy sale for his goods which is still being

being received to declare anything as he pleases. So the Food Controller will please reconsider and issue the certificate instead of depending on the opinion of the so-called merchants. As the rice is already purchased at a heavy cost, it will be unsafe to leave it at Nellore for want of the necessary certificate. Beside at the time of our tendering or executing the agreement the Food Controller did not maintain and show any sample. We are quite sure it is the best which can now be had in Nellore for sale and to verify our statement, either of the parties will undertake to have it certified by the local officers. The delay will only mean heavy interest on the amount invested. Since the introduction of tenders, this is the very first instance wherein the Food Controller has taken a unique procedure. It is therefore requested that he will once more re-consider the disadvantage in granting us the certificate at once.

Yours faithfully,

M. V. S.

o. 3389

Office of the Food Controller and
Director of Civil Supplies in Mysore,

Bangalore, 14th August 1919.

37

From

The Food Controller & Director
of Civil Supplies in Mysore.

To

essrs. Margapuram & Co.,
New Paragupet, Bangalore City.

Dear Sirs,

With reference to your letter without date received in this office on the 12th instant and the samples of Nellore rice produced therewith, I have the honour to state that the sample produced as of first sort Nellore rice (or Kolakulu'ulu) cannot be accepted as such being inferior to what has previously been obtained nor is it possible to permit you to import the second quality rice while your contract is for first quality. If you are unable to import and sell Nellore rice of first quality as per your contract please give me early intimation.

Yours faithfully,

Food Controller & Director.

Memorandum of agreement executed this seventh day of August, One thousand nine hundred and nineteen, between Mr. M. S. Ramachandra Rao, Assistant to Food Controller in Charge of the office of the Food Controller and Director of Civil Supplies, hereinafter called the "Food Controller" of the one part and Messrs. Margapuram & Co., New Taragupet Bangalore City, hereinafter called the "Suppliers" of the other part.

Whereas the Food Controller has called upon the Suppliers to import and supply one hundred tons of Nellore rice, first sort, Molakalkulu, from Nellore during the month of August 1919 & the Suppliers have agreed to f-

Now this agreement withnesseth as follows:-

1. The Food Controller will issue priority certificates which will be endorsed by the Director of Civil Supplies, Madras, for the transport of rice into Mysore State by rail.

2. The rice imported should be stored by the Suppliers at their risk in godowns to be provided for by them.

3. The stock shall be open to the inspection of the Food Controller or of his nominees from time to time.

4. The Suppliers should import Nellore rice, first sort, Molakalkulu and supply and sell the same at Rs.19-6-0 per bag of 166 lbs. gross in godown, Bangalore City.

5. Samples of the rice proposed to be imported should be deposited in the office of the Food Controller, and if the quality actually supplied at any time is not up to the sample tendered and approved, the Food Controller shall be at liberty to reject in whole or in part such portion of the supply as does not come up to the sample or reduce the rates or pass such orders thereon as he may deem fit.

6. That in respect of rice sold in retail by the Supplier in Bangalore City, they will be allowed in addition to the above prices an extra allowance of eight annas per bag or deducting annas six for the value of the empty gunnly only two annas extra per bag and the Suppliers shall be at liberty to dispose of the rice taken by them to their godown at Bangalore City within one month from the date of arrival of the consignment.

7. The Suppliers should sell the said imported rice at places and to the persons mentioned by the Food Controller whether by wholesale or retail. They agree to carry out all instructions issued by the Food Controller.

8. The Suppliers having deposited with the Bank of Mysore a sum of Rs.1,000 (Rupees one thousand only) has le[redacted]e said bank guarantee letter with the Food Controlle[redacted]urity for the due fulfilment of this contractm breach of any of the conditions of this agreement will entail the forfeiture of the whole or part of the deposit at the discretion of the Food Controller and after the performance of the contract the said guarantee letter will be returned to the Suppliers to enable them to get back the amount from the Mysore Bank.

Signed and delivered this seventh day of August 1919.

Suppliers.

M S Ramachandra Rao
Food Controller

Witnesses:-

1.

2.

2822-31
1819

39

Office of the Food Controller & Director of Civil Supplies in Mysore.
Dated, Bangalore, the 4th August 1919.

Memorandum.

The following tenders received as per this office notice dated 24th July 1919, have been accepted for the import of Madras Delta rice and Nellore rice, for the quantities noted against each. The attention of the tenderers is invited to clause 14 of the above notice and they are directed to furnish the necessary security deposit or bank guarantee and execute agreements before to-morrow.

(i) Madras Delta rice.

1. Mr. M.N.G.Lakshmeraraana Chetty, Rice Merchant, Old Taragupet, Bangalore City.

Delta rice Raw 1st quality 200 tons	Delivery Ex-godown Bangalore City.	Rs.12-15-0 per bag of 164 lbs. nett.
Delta rice raw 2nd quality 600 tons	-do-	Rs.12-0-0 per bag of 164 lbs nett.

(ii) Nellore rice.

1. Messrs. Nargapuram & Co., New Taragupet, Bangalore City.

Nellore rice raw 1st quality 100 tons	Delivery Ex-godown Bangalore	Rs.19-0-0 per bag of 164 lbs. nett.

Mr. Sreecuntiah, New Taragupet, Bangalore City.

Nellore rice raw 2nd quality 200 tons.	Delivery Ex-godown Bangalore	Rs.16-8-0 per bag of 164 lbs. nett.

For Food Controller & Director of Civil Supplies in Mysore.

EM/PM.

Mr. M.N.G. Lakshmeraraana Chetty, Bangalore City
Messrs. Nargapuram & Co., Bangalore City.
Mr. S. Sreecuntiah, Bangalore City.

G.R.S. 29]

GENERAL AND REVENUE SECRETARIAT.

( )

DRAFT ENDORSEMENT ON { File No. / Serial No.

No. 4481 Emrs

Dated ——— , the 22/8/1919

Issued on the ———

with compliments

~~Copy~~ forwarded to the Food Controller

favour you with a copy of

in reply to his letter

~~at once~~

By Order, etc.,

22-8-19

Secretary

List of papers forwarded.

Petn dy 21.8.19 with its enclosures from Messrs Manjapuram & Co-Bangalore city in regard to their purchase from Mr. [illegible] of 100 tons of Nellore rice—

MGOPE—21-5-04—

(41)

IN REPLY REFER TO
NO 3880
ENCL. 1 File

Tel: Address.
"Civisup"

Office of the Food Controller and
Director of Civil Supplies in Mysore,
Bangalore, Dated 23rd August 1919

D 3876 pp 24-46 & 14

From

K. MATTHAN, Esq., B. A.,
Food Controller and Director of Civil Supplies in Mysore.

Chief Secretary
Food Supply

CHIEF SECRETARIAT
II
POLITICAL BRANCH.
25 AUG. 1919

29/8

5753

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of Mysore.

Sir,

With reference to your memo No. G. 4481 of the 22nd instant forwarding for "an immediate report" a petition from Messrs. Margapuram & Co., Bangalore City, in regard to their contract for the import of 100 tons of Nellore rice, I have the honor to state that under instructions given by the Dewan a new clause was added in the agreements for the import of Nellore rice this month, under which the importer is required to deposit in my office samples of the rice proposed to be imported. Such samples are to be approved by the Food Controller and if the bulk imported is not according to the approved sample it is liable to be rejected etc. (vide clause 5 of the agreement enclosed with the petition under report). The firm produced a sample on the 12th instant with a letter (copy enclosed. Annexure A). In another letter received the same day (copy enclosed - Annexure B) the firm said that only 500 bags of 1st sort rice could be had and wanted permission to import a red variety which they called 2nd sort for the balance of 850 bags required to make up 100 tons. My reply tothese, No.3387 dated 14th August is one of the enclosure to the petition under report. After this, two communications from the firm

firm dated 14th and 18th August were received. In the meanwhile a similar point having arisen about Nellore rice imported by Mr. M.N.G. Lakshmeramana Chetty towards July allotment, I submitted the samples for the opinion of several respectable grain merchants in the City. A copy of the notes of the opinions furnished and rendered by my Assistant Mr. Muddukrishnappa and myself is enclosed (Annexure C). In view of the obvious inferiority of the sample to the sample kept in this office obtained out of previous imports and of the opinion of merchants, I do not see how I can accept the firm's sample as of 1st sort Nellore rice known as Molakulukulu. The firm suggested that I might ask the Collector of Nellore for a certificate as to the quality of the rice, but I have no reason to suppose that the Collector will comply with any such request as it does not fall within his province to do so. In their letter to me dated 16th instant the firm says that their purchase has been made from "the same mill where Messrs. Appana Ramachandra Rao and M. N. G. Lakshmeramana Chetty the previous tenderers have purchased". But this is no guarantee that the rice is all of the same quality. As a matter of fact Mr. Lakshmeramana Chetty's rice was found to be not up to 1st sort quality and his rate was subsequently reduced from Rs.17-7-0 to Rs.17-4-0 per bag, while this firm's rate is Rs.19-6-0 per bag. The rice imported by Messrs. Appana Ramachandra Rao & Co. was produced before me yesterday and found to be about the same as that previously imported by Messrs. Rudrappa Appajappa & Co. which had been accepted as 1st sort. The accepted rate in this case is Rs.18-5-9.

2. In their present application the firm proposes certain alternatives:-

(1) that Nellore rice may be imported by mere issue of priority certificates to those who apply for them

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them without previously ascertaining the price. The present procedure was adopted under Government orders and whether any change should be made is a point for their consideration and orders. But it is not clear to me how any change of policy can affect the present contract. (I may add that the statements that the Nellore rice and Calcutta rice are not under control is not correct).

(2) The 2nd alternative proposed is that the Government should take over the whole of the rice, giving the firm a profit of 2 annas per bag on the bills furnished by the mills. I do not recommend this being done as it creates an indefinite obligation, besides involving additional investment of Government funds, which can be avoided by allowing merchants to import and sell the rice themselves. If the firm was agreeable to my reducing the price for inferior quality as has been done in other cases the proposal could have been considered.

(3) The 3rd alternative is to adhere to the contract only to the extent of 500 bags already purchased by the firm and to cancel the contract regarding the rest. But the point is that the 500 bags purchased (if according to the sample produced) is not 1st quality, while the contract is to import and sell 1st quality rice.

3. In this connection I may report that a similar situation has arisen in respect of 200 tons of 2nd sort Nellore rice to be imported by Mr. Sreekantiah and sold at Rs.18-8-0 per bag. The sample produced by Mr. Sreekantiah is a red variety, which is far below 2nd sort. The same or a slightly better quality was imported recently to Bowringpet by Messrs. M. V. Ramalingam Chetty and Sons at Rs.13 per bag. Clearly the sample produced by Mr. Sreekantiah is not of 2nd sort Nellore rice. This is also apparent from the fact that he offers to sell the rice at Rs. 16-10-6 per bag against his tender

tender rate of Rs.18-8-0.

4. From these instances, it is clear that the system of depositing samples and getting them approved after the tender is accepted is unworkable in practice. Hitherto such questions had not arisen in an acute form. The rice used to be examined and passed after import and if the quality was inferior the rate was suitably reduced at the discretion of the Food Controller. Now that the matter has become one of some controversy, the only feasible procedure is to call for tenders with deposit of samples. If Margapuram and Co. and Mr. Sreekantiah are not able to produce samples which I can accept as equivalent to 1st & 2nd sort respectively, I propose, subject to/any other orders that Government may pass to cancel the present contracts, return the security deposits and call for fresh tenders with deposit of samples. There is some more Nellore rice to be imported on account of balance of previous months (about 400 tons) and I can include the whole of it in a new tender notice. These firms as well as any others that may come forward will be free to give quotations for rice as per samples to be produced with the tenders and the Government can accept the best rates offered.

The petition and its enclosures are herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

Kumar

Food Controller & Director
of Civil Supplies in Mysore.

KM/MPH.

(45

ANNEXURE A

From

Maragapuram and Co.,

To

The Food Controller in Mysore.

Sir,

We beg to submit the sample of rice (Nellore) of the 1st quality for your approval. We require priority certificate of 500 bags now.

12-8-19. Maragapuram and Co.,

Copy.

ANNEXURE B.

From

Maragapuram and Co.,

To

The Food Controller in Mysore.

Sir,

All the available stock of the 1st quality has been purchased and only 500 bags were available and that we purchased If you kindly give us orders for the 2nd quality we will be able to supply at reduced rates.

Yours obediently,

Maragapuram and Co.

Copy.

Annexure C.

(47)

Office of the Food Controller and Director
of Civil Supplies in Mysore, B a n g a l o r e.

Names of Merchants.	Opinions.
1. Messrs. Rudrappa Mallappa	We cannot say that these are Nellore rice as we have not imported these varieties. Both of them are good. They are not 1st class.
2. Mr. S. K. Narasimhaiah	Nellore rice. Both of them are fit for consumption. It is not first class.
3. Mr. S. Haji Abdulla Sait	Both of them are not Nellore rice. They are brought from Ténali side and polished They are not 1st class rice. They may be ranked as 2nd class. 1st ~~class~~ variety is not Molakolukulu.
4. Mr. Haji Batcha.	White sort may be said as Nellore. It is neither 1st nor second. It is below 1st and higher than 2nd class. The other sort which is a little bit red is not Nellore rice. They are not Molakolukulu
5. Mr. Sambasiva Iyer.	Both of them are not Nellore rice. The red variety is from Tenali side. The white sort is polished delta inferior sort. So far as these two varieties are concerned the red variety is better than the the white one. They are not 1st class.
6. Adamji Oosman Sait of Haji Nur Mohmed Oosman Sait, Bangalore--	
Mr. Lakshmiramana Chetty's and Mr. Chengiah Chetty's samples shown--	say both are 2nd sort Nellore rice. The latter is better than the 1st, the difference being 4 as. per palla. Rudrappa Appajappa's sample approaches 1st quality.

The sample kept in office is 1st quality.

Copy

--:0:---

(48)

G. R. S. VI—G/32]

SUBJECT.

Diary No. of letter replied to..

Section
File No. I.C.24
Serial No. O

GENERAL AND REVENUE SECRETARIAT
( )
, *the* *191*

No. 5097

Date of issue 2/9

Signed by W Ayr

To The Food Controller
in Mysore

Sir

I am directed to refer to correspondence ending in your letter No 3880 of the 23rd August 1919 in regard to the contracts of Messrs Magaprinam & Co ~~for the supply of Foodstuffs~~ for the supply

over.

(174)

of Nellore Rice I am directed

to state that I cannot approve

of the proposals con-

tained in para 4 of your

letter under reference (namely, to require deposit of samples at the time of tender)

the non-performance that

whenever there is reason

to doubt that the brokerage

samples are not up to

sample, the matter may

in the advantage be referred (J

the Export section of the

Rangoon Chamber of Commerce List of enclosures.

in accordance with the

well recognized practice

in other places. The

samples presented by

brokers may [illegible]

Copied by

Examined by.

WD 1744—G&B 30,000—19-3-19

G.R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

(30

if necessary, be for-
warded to such body
with a view to ascer-
tain whether they ac-
tually belong to such
class and are of the
quality they purport
to represent. ~~The~~
2. I am to request that the
procedure may be
adopted in regard
to the sample re-
ferred in the present
case also

Shaw 2/9

Hm
2-9-19.
Telegram

IN REPLY REFER TO
NO
ENCL.

Tel: Address.
"Civisup"

Office of the
Director of Civil Supplies in Mysore.

Bangalore, Dated 3rd September 1919

DIARY NO. 4492

From

K. MATTHAN, Esq., B. A.,
Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Govt. of Mysore.

Sir,

With reference to your letter No. G.5297/P.P.24-19-19 of the 2nd instant, directing that in case of doubt or dispute as to the bulk of imports being not up to sample the matter may be referred to the Mysore Chamber of Commerce and that this procedure may be adopted in regard to the sample presented by Messrs. Margapuram & Co. in connection with their contract for import and sale of 100 tons of Nellore rice during August 1919, I have the honour to submit herewith for the information of Government copies of my letter No.4620 of the 2nd instant to the President of the Mysore Chamber of Commerce and of his reply No.468 of this day and also its enclosure in original. The procedure indicated in the form sent by the Chamber of Commerce and the undertakings to which the parties will have to bind themselves are such as to involve considerable delay and inconvenience which would practically tend to defeat the intentions of the Government in arranging for imports of rice under control and making it steadily and regularly available for sale to the public. Moreover in the contracts under advertence, there is no question of buyers and sellers. The Food Controller does not undertake to buy the rice nor does the contractor undertake to sell it to the Food Controller. The contract is altogether different from that contemplated in the form of reference prescribed by the Chamber.

57

There is also the question of the costs to be considered. Further while arbitration proceedings are going on, the allotments might lapse and the rice may not become available.

2. In all the above circumstances, I would very respectfully submit that unless contractors agree to submit to the decision of the Food Controller in such matters (subject to appeal to Government) business is sure to be considerably hampered. This has been the understanding all along. Even in such a big contract as that for the supply of 25,000 pallas of rice by certain millowners in Mysore, such a stipulation was expressly made. It is only now in connection with the contracts of Messrs. Margapuram and Co., and Mr. Sreecuntiah that a difficulty has arisen. If the Government deems fit the difficulty might be avoided by cancelling the contract returning the deposit and calling for fresh tenders with deposit of samples as I have already recommended. Very early orders are solicited as the stocks of Indian rice available in the Bangalore City have become considerably exhausted.

3. The enclosure to the letter of the Chairman of the Mysore Chamber of Commerce may be kindly returned after reference.

I have the honour to be,

Sir,

Your most obedient servant,

Food Controller & Director of Civil Supplies.

KM/MPH.

53

Copy of Letter No. 4620 dated 2nd September 1919 from the Food Controller and Director of Civil Supplies in Mysore to the President the Mysore Chamber of Commerce, Bangalore.

I have the honour to state that in connection with the import of Madras rice under control into the Mysore State, the Government have directed that "whenever there is reason to doubt that the bulk of the imports are not up to sample the matter may with advantage be referred to the expert opinions of the Mysore Chamber of Commerce in accordance with the well recognised practice in other places" and that the samples presented by tenderers may if necessary, be forwarded to that body with a view to ascertain whether they actually belong to the class and are of the quality they purport to represent. I request to be informed whether the Chamber will be so good as to furnish their opinion in such cases.

Food Controller & Director.

54

Copy of letter No. 468 dated 3rd September 1919 from the Chairman, Mysore Chamber of Commerce, to the Food Controller and Director of Civil Supplies in Mysore.

I have the honour to acknowledge the receipt of your letter No. 4620 of the 2nd instant, and in reply to state that the Chamber will be pleased to furnish their opinion in such cases; but in order that the finding of the members constituting the Court of Arbitration may be binding, it is necessary that the parties seeking arbitration should sign the enclosed application forms for the appointment of 2 Arbitrators by the Chamber.

If more forms are required the secretary will be glad to supply them to you.

Food Controller & Director.

55

Mysore Chamber of Commerce.

Bangalore,.....191

To

THE SECRETARY,
MYSORE CHAMBER OF COMMERCE,
Post Box No. 39, BANGALORE.

DEAR SIR,

In the Matter of Mysore Arbitration Regulation 1917.

In terms of the above Regulation we the undersigned hereby apply for the appointment of one or two Arbitrators and the issue of an award directing cancellation of the contract or the performance thereof, or the performance thereof subject to an allowance or such other relief as the Arbitrator or Arbitrators or the Umpire (if any) may think fit in connection with the undermentioned complaint.

We agree to pay the fees fixed by the Chamber, and we hand you herewith the original (or certified copy) of the contract, the sample, and the following evidence.

Contract No...

Yours faithfully,

Date.....

Goods.....

(*Buyers*)

Basis of Sale...

(*Sellers*)

BUYERS' COMPLAINT.

57

SELLERS' REMARKS.

56

Provisions to be implied in submissions.

I. If no other mode of reference is provided, the reference shall be to a single arbitrator.

II. If the reference is to two arbitrators, the two arbitrators may appoint an umpire at any time within the period during which they have power to make an award.

III. The arbitrators shall make their award in writing within one month after entering on the reference, or after having been called on to act by notice in writing from any party to the submission, or on or before any later day to which the arbitrators, by any writing signed by them, may, from time to time, enlarge the time for making the award.

IV. If the arbitrators have allowed their time or extended time to expire without making an award, or have delivered to any party to the submission, or to the umpire, a notice in writing stating that they cannot agree, the umpire may forthwith enter on the reference in lieu of the arbitrators.

V. The umpire shall make his award within one month after the original or extended time appointed for making the award of the arbitrators has expired, or on or before any later day to which the umpire, by any writing signed by him, may, from time to time, enlarge the time for making his award.

VI. The parties to the reference, and all persons claiming through them, respectively, shall, subject to the provisions of any law for the time being in force, submit to be examined by the arbitrators or umpire on oath or affirmation in relation to the matters in dispute, and shall, subject as aforesaid, produce before the arbitrators or umpire, all books, deeds, papers, accounts, writings and documents within their possession or power respectively which may be required or called for, and do all other things which during the proceedings on the reference to arbitrators or umpire may require.

VII. The witnesses on the reference shall, if the arbitrators or umpire think fit, be examined on oath.

VIII. The award to be made by the arbitrators or umpire shall be final and binding on the parties and the persons claiming under them respectively.

IX. The costs of the reference and award shall be in the discretion of the arbitrators or umpire who may direct to and by whom, and in what manner, those costs or any part thereof shall be paid.

We have hereby agreed to bind ourselves for the above mentioned implied provisions of the Regulation.

Bangalore,
Date.....

.....*Buyers.*

.....*Sellers.*

V. S. SOOBRIAH & SONS, BANGALORE CITY.

IN REPLY REFER TO
NO.
ENCL.

4700
1

Tel: Address.
"Civisup"

Office of the
Director of Civil Supplies in Mysore.

Bangalore, Dated 3rd September 1919

DIARY NO. 4494

From

K. MATTHAN, Esq., B. A.,
Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of Mysore.

Sir,

In continuation of my letter No. 4699 of this day and with reference to para 3 of my letter No.3880 of the 23rd ultimo, I have the honour to submit herewith a copy of a letter dated the 28th August 1919 received in this office on the 30th idem from Mr. K. Sreekantiah, who is a contractor for the import and sale of 200 tons of Nellore rice against August allotment. I request that very early orders of Government may be kindly obtained in the matter.

I have the honour to be,

Sir,

Your most obedient servant,

Food Controller & Director
of Civil Supplies.

KM/MPH.

160

Letter No.441 dated the 28th August 1919, from Mr. K. Srikantiah, New Taragupet, Bangalore City, to the Food Controller and Director of Civil Supplies in Mysore, Bangalore.

With reference to your letter No.3746 of the 21st August 1919, which reached me on the 22nd idem, I have sent per bearer as sample a larger quantity of the 2nd sort, red Nellore rice, which I trust will give you satisfaction. More than one merchant has certified that this is the 2nd sort of Nellore rice; and no other 2nd sort white Kasalu is available there. May I also state that this sample rice is superior to the rice, which Messrs. Appana Ramachandra Rao or Lakshmiramana Setty supplied as 2nd sort rice till recently.

2. You will thus see that there is absolutely no mistake or fault on my part. I have invested a good deal of money to secure the rice and if therefore you refuse to issue the necessary certificate, I will have to look up to you for reparation (viz., for losses hereto incurred and also for subsequent losses).

3. Please note that as the merchants there are pressing me to remove the stock, viz., 500 bags, within 10 days from the 27th instant and as they refuse to act up to our agreement in case of delay that any delay with the consequential demanages I will be exposed to, will be solely due to your not issuing the certificate in time.

4. The sample sent per bearer may kindly be examined and then allowed it to be kept in my small bag under my seal sent per bearer.

Copy.

For Food Controller & Director
of Civil Supplies.

MPH.

Confidential.

To

K. Matthan, Esq., B.A.,
Food Controller in Mysore.

Dear Sir,

With reference to the correspondence ending with your official communications Nos. 4699 and 4700 dated the 3rd September 1919, I am desired, to observe that it is clear from the letter of the Chairman of the Mysore Chamber of Commerce that he has not correctly understood your reference and to request that it may be made clear to him now that there is no question of a private commercial dispute which it is proposed to refer to the arbitration or award of the Chamber. It may be explained that what is required is only the expert opinion of the Chamber as to whether the samples of rice presented by the tenderers actually belong to the class to which they are represented to belong and whether the bulk supply is in accordance with the samples. This is a matter which is likely to be within the knowledge of the Chamber and which need not involve either expense or delay. The Chamber enjoys a consider amount of Government support and Govt confidently expect that the Chamber will be ready to give unbiassed expert opinion in ~~the~~ commercial matters of this kind

2. I am in these circumstances to suggest that you may discuss the subject

with the Chairman of the Chamber of Commerce and report to Govt. if no satisfactory arrangement is arrived at between you.

3. In conclusion, I am to say that it is not the intention of Govt. to fetter your discretion in any way, all that Govt. propose is merely to provide you with the best advice locally available in regard to the price and quality of rice which you are buying on their behalf.

4. An appeal petition since received in this office from Mr. K. Srikantiah is also sent herewith for being dealt with in accordance with the instructions referred to above.

Yours sincerly

8-9-29

8/9

Urgent Confidential.

D. O. 5363 Enclosure two

Office of the Director of Civil Supplies
in Mysore,

Bangalore City, Dated, 15th Sept. *191* 9

Dear Sir,

With reference to your confidential D.O. No. G.6093/ P.P.24-19-28 dated the 8th instant, I beg to state that I wrote at once to the Chamber of Commerce in pursuance of the instructions of Government conveyed by you.

The Chamber has agreed to obtain and furnish expert opinion as to the quality of the rice and as per their letter No. 484 of the 12th instant received from the Secretary to the Chamber of Commerce, samples of the rice deposited by Messrs. Maragpuram and Co. and Mr. K. Sreecuntiah have been forwarded to the Chamber. The Chamber proposes to send the samples to the Madras and Coconada Chambers for "report as to quality and classifications".

In the meantime I have received a registered notice from Mr. Sreecuntiah's Advocate. A copy of the same is enclosed together with a copy of my reply.

I request the further orders of Government in the matter.

Yours sincerely,

Krishnan

KM/MPH.

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to Govt.

Copy of letter No. 19 dated 13th September 1919 from A. Nagesvara Iyer, B.A., B.L., Advocate, to the Food Controller and Director of Civil Supplies in Mysore.

I am instructed by my client Mr. K. Sreekantiah, Merchant, Chamarajpet, Bangalore City to give you a notice as follows:--

1. That my client entered into a contract with you as Food Controller to import 200 tons of Nellore second sort rice and sell the same at Bangalore at Rs.18-8-0 a bag.

2. That he pruchased 500 bags of the requisite sort for import at once and had arranged for the rest of the quantity required.

3. That he then applied for a priority certificate to import at once the 500 bags which were ready, and which certificate you did not care to issue so far on the pretext that the rice is not satisfactory

4. That your action is improper, illegal and malafide, and

5. That though my client's rice is far superior to the second sort of rice which was freely allowed by you to be imported by the previous Contractor, you have arbitrarily, and obviously in the latter's interests withheld the certificate from my client,

6. That you have failed to appreciate as you should have done in the interests of the suffering masses, my client's large heartedness in offering to sell the 500 bags of rice below the agreed rate as he was lucky in getting it on favourable terms though he was entitled to sell at the higher rate if he was selfishly disposed, and

7. That you have not cared to reply to his last letter dated 28th August 1919 stating the facts and demanding a certificate,

8. You will also find herewith extracts from a registered notice received by my client which xhxx shows how imperative it is to remove the rice at once from Nellore.

9. Please therefore take notice that if before Tuesday you fail to send the requisite priority certificate, my client will treat

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treat the contract as cancelled on account of the failure to perform your part of the contract and will sell the rice at your risk at Nellore and will hold you liable for the loss which he may suffer thereby and also for the intial expenses incurred and for the loss of profits which he would have otherwise secured.

Please therefore take notice that if you do not act up to your terms, you will be sued for the above reliefs and for costs etc., in a Court of Law after a period of two months as required by Section 80 of the Civil Procedure Code.

Trusting that you will not give room to such unpleasantness,

Extract of the registered notice dated the 9th September 1919 received on the 12th September sent to Mr. K. Srikantiah, and referred to in para 8 of my letter.

You had taken a letter from us on 27th August 1919 consenting to pay the balance due thereunder within 10 days from that date and delivery of the whole quantity. You did not do so. It is very difficult to secure the rice. There is always a scare of loot here. So this notice is to intimate to you that unless you or anyone on your behalf turns up within 3 days of the receipt of this notice and take delivery, on payment of the balance, we shall not hold ourselves responsible for the loss or damageeof the same. We hear that there has been recently a loot at Tenali.

Food Controller & Director
of Civil Supplies in Mysore.

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IN REPLY REFER TO
NO.....
ENCL.

Tel: Address.
"Civisup"

OFFICE OF THE DIRECTOR OF CIVIL SUPPLIES
IN MYSORE,

Bangalore, Dated 15~~th~~/91 Sept.

From

K. MATTHAN, Esq., B.A.,
Director of Civil Supplies in Mysore.

To

Mr. A. R. Nageswara Iyer, B.A., B.L.,
Advocate, Chickpet, Bangalore City.

Sir,

With reference to your registered letter No.10 of the 13th instant, received in my office this afternoon, on behalf of your client Mr. K. Sreekantiah, Merchant, Bangalore City, I have to inform you that I cannot hold myself responsible or liable for losses that your client may be alleged to sustain on account of any transactions that he may have entered into at Nellore before the quality of the rice to be imported by him was approved by me.

I may add that on your client's appeal petition of the ~~13~~30th August 1919, addressed to the Dewan of Mysore, the sample submitted by your clienthas under instructions from Government been forwarded to the Chamber of Commerce for their opinion as to its quality and this opinion is awaited.

Yours faithfully,
Sd/- K. Matthan,

Food Controller & Director
of Civil Supplies.

KM/MPM.

Copy.

G. R. S., VI—G/32]

SUBJECT:...

Diary No. of letter replied to.....

Section
File No.
Serial No.

GENERAL AND REVENUE SECRETARIAT
( )
the *191*

No. 97184

Date of issue 19/3

To The Food Controller
Un Nagpur

Signed by...

Dear Sir,

With reference to your
D. O. letter no 5363.9
the 15th instant I am desired
to state that the
Chamber of Commerce
may be requested to
expedite their reply

over.

2. Regarding the inclosure from the Secretariat's Ad-
vocate you requisitioned
[illegible] you may need a
suitable reply in consultation
with the Govt Advocate, as
you consider that the sample
produced is "further [illegible] 2nd sur
vide para 3 of your letter
no 3850 of 23rd August 1919).
It is not proposed to recognize
a right in the tenderers to
have their samples examined
by any outside agency
yours &c

[illegible]
18/9/19

List of enclosures.

Copied by

Examined by

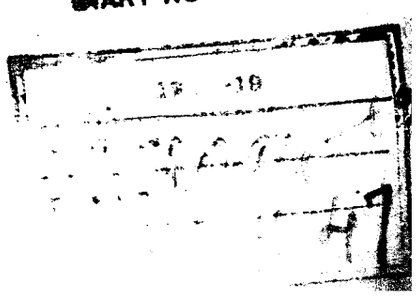
WD 1744—GPB—30,000—19-3-19

Bangalore City,

17th September, 1910.

From

Margepuram & Co.,
Chamerajpet,
Bangalore City.



To

C.S.Balasundram,Iyer, Esq.,
Chief Secretary to the
Government of His Highness
the Maharaja of Mysore,
Bangalore.

Sir,

With reference to our letter dated 21st ultimo forwarding for orders the correspondence that passed between us and the Food Controller in regard to our contract for supplying 100 tons of Nellore rice, we beg to state that no orders have yet been passed and as the Agreement between us and the Controller was in force only till the ~~xxxxx~~ 31st of August last and as the Mill Owners, in spite of the heavy godown rent which we have agreed to pay would not allow us to continue to keep our rice in their godowns on account of fear of loot, we have requested our Agent to dispose of the stock at any price. Taking into consideration that the prices have been fluctuating every day, nay every hour, in the rice market, it would not be possible for us to supply rice at the tendered rate now, whether the quality is decided as first or second. We therefore pray that the Government be pleased to make good the loss which we incur in the above transaction. As soon as we receive the bills from our Agent, we will submit the same to Government for favourable consideration.

We beg to remain,

Sir,

Your most obedient servants,

G. R. S. VI—G/32]

SUBJECT .....

.....

.....

Diary No. of letter replied to... .....

GENERAL AND REVENUE SECRETARIAT

( )

the *191* .

Date of issue 22.9.1919

Signed by For A.D.R.

Section

File No.

Serial No.

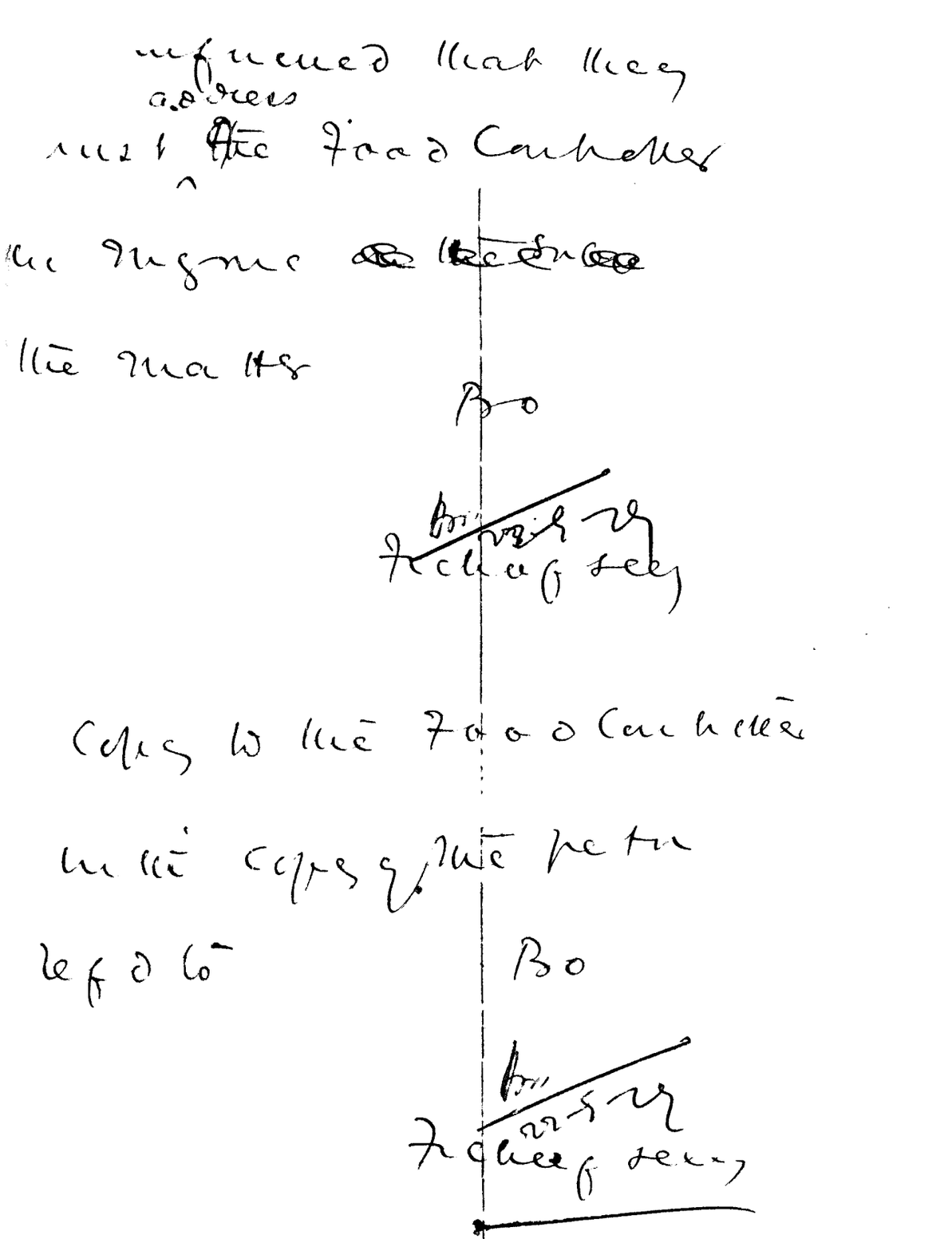
No. G/17804

To Messrs
Mangaparsaud & Co
Chandanapet
Bangalore City

~~Gentlemen~~

With reference to ~~your~~ their letter of the 17th Sept 1919 regarding ~~your~~ their contract for supply of 100 tons of Nellore rice to Messrs Mangaparsaud & Co

over.



List of enclosures.

Copied by

Examined by

WD 1744—GPB—30,000- 19 9.19

CONFIDENTIAL

IN REPLY REFER TO
NO. 6391
ENCL. Four

Tel: Address.
"Civisup"

98 087/9No Pf. 21-19 & 65

Office of the Food Controller and
Director of Civil Supplies in Mysore,
Bangalore, Dated 8th October 1919

From

K. MATTHAN, Esq., B.A.,
Food Controller and Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of Mysore.

Sir,

Adverting to correspondence ending with your confidential letter, D.O.MG 7184 dated 19th September 1919, I have the honour to forward enclosed copy of letter No. 525 dated 7th October 1919 received from the Chairman, Mysore Chamber of Commerce, Bangalore furnishing expert opinion re the samples of rice produced by Messrs. Margapuram & Co., Bangalore, and Mr. Sreecantiah, merchant, New Taragupet, Bangalore. The first sample referred to in the enclosed letter from the Chamber of Commerce relates to that produced by Messrs. Margapuram and Co. and the 2nd sample to Mr. Sreecantiah's.

I submit enclosed a copy of the tender notice issued and copies of agreements executed by the parties and solicit early orders of Government in the matter. It is pretty clear from the expert opinion now received that Messrs. Margapuram's sample of rice is not Molakolukulu 1st quality and Mr. Sreecantiah's cannot be classed as Nellore rice 2nd class.

I have the honour to be,
Sir,
Your most obedient servant,

B. Krishnamurthy

for Food Controller & Director

BM/HS.

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Copy of letter No. 525 dated 7th October 1919 from the Chairman, Mysore Chamber of Commerce to the Food Controller and Director of Civil Supplies in Mysore, Bangalore.

With reference to your D.O. letter No. 5243 of the 12th September 1919, I beg to submit at foot a report on the samples of rice forwarded by you.

We are of opinion that the first sample sent by you is Nellore rice known as Molakolukulu in this market and of good quality. There are finer qualities of this rice available in this market. As regards the second sample they say that the same quality is available in this market and is known as Nellore Iswarulu and its price is 3½ measures per rupee. This is a separate Red quality with black paddy. As this is a different rice altogether, it cannot be properly classed as second sort Nellore rice.

B. Srinivasamurthy

For Food Controller & Director
of Civil Supplies in Mysore.

174

Memorandum of agreement executed this sixth day of August, one thousand nine hundred and nineteen between Mr. H.S. Ramachandra Rao, Assistant to Food Controller in charge of the office of the Food Controller & Director of Civil Supplies, hereinafter called the "Food Controller" of the one part and Mr. Srikantiah, New Taragupet, Bangalore City, hereinafter called the "Supplier" of the "Supplier" of the other part.

Whereas the Food Controller has called upon the Suppliers to import and supply two hundred tons of Nellore rice, 2nd sort from Nellore during the month of August 1919, and the Supplier has agreed to do so.

Now this agreement witnesseth as follows:-

1. The Food Controller will issue priority certificates, which will be endorsed by the Director of Civil Supplies, Madras, for the transport of rice into Mysore State by rail.

2. The rice imported should be stored by the Supplier at his risk in godowns to be provided for by him.

3. The stocks shall be open to the inspection of the Food Controller or of his nominees from time to time.

4. The Tenderer should import Nellore rice 2nd sort and supply and sell the same at Rs.10-8-0 per bag of 100 lbs. gross in his own godown in the Bangalore City.

5. Samples of the rice proposed to be imported should be deposited in the office of the Food Controller and if the quality actually supplied at any time is not up to the sample tendered and approved, the Food Controller shall be at liberty to reject the whole or in part such portion of the supply as does not come up to the sample, or refuse the rates or pass such orders thereon as he may deem fit.

6. That in respect of rice sold in retail by the Supplier in Bangalore City, he will be allowed in addition to the above prices an extra allowance of eight annas per bag or deducting annas six for the value of the empty gunny only two annas extra per bag and the Supplier shall be at liberty to dispose of the rice taken by him to his godown at Bangalore City within one month from the date of arrival of the consignment.

7. The Supplier should sell the said imported rice at places and to the persons mentioned by the Food Controller whether by wholesale or retail. He agrees to carry out all instructions issued by the Food Controller.

8. The Supplier having deposited with the Bank of Mysore a sum of Rs.2,000 (Rupees Two thousand only) has lodged the said Bank Guarantee letter with the Food Controller as security for the due fulfilment of this contract; Breach of any of the conditions of this agreement will entail the forfeiture of the whole or part of the deposit at the discretion of the Food Controller and after the performance of the contract the said guarantee letter will be returned to the Supplier to enable him to get back the amount from the Mysore Bank.

Signed and Delivered this sixth day of August 1919.

Supplier

Mon 6/8/19
Food Controller.

Witnesses:-

1.

2.

(75)

Memorandum of agreement executed this seventh day of August, One thousand nine hundred and nineteen, between Mr. M. S. Ramachandra Rao Assistant to Food Controller in Charge of the office of the Food Controller and Director of Civil Supplies, hereinafter called the "Food Controller" of the one part and Messrs. Margapuram & Co., New Taragupe Bangalore City, hereinafter called the "Suppliers" of the other part.

Whereas the Food Controller has called upon the Suppliers to impor and supply one hundred tons of Nellore rice, first sort, Molakalkulu, from Nellore during the month of August 1919 and the Suppliers have agreed to do so.

Now this agreement withnesseth as follows:-

1. The Food Controller will issue priority certificates which will be endorsed by the Director of Civil Supplies, Madras, for the transport of rice into Mysore State by rail.

2. The rice imported should be stored by the Suppliers at their risk in godowns to be provided for by them.

3. The stock shall be open to the inspection of the Food Controlle or of his nominees from time to time.

4. The Suppliers should import Nellore rice, first sort, Molakalkulu and supply and sell the same at Rs.19-6-0 per bag of 166 lbs. gross in godown, Bangalore City.

5. Samples of the rice proposed to be imported should be deposited in the office of the Food Controller, and if the quality actually supplied at any time is not up to the sample tendered and approved, the Food Controller shall be at liberty to reject in whole or in part such portion of the supply as does not come up to the sample or reduce the rates or pass such orders thereon as he may deem fit.

6. That in respect of rice sold in retail by the Supplier in Bangalore City, they will be allowed in addition to the above prices an extra allowance of eight annas per bag or deducting annas six for the value of the empty gunnly only two annas extra per bag and the Suppliers shall be at liberty to dispose of the rice taken by them to their godown at Bangalore City within one month from the date of arrival of the consignment.

7. The Suppliers should sell the said imported rice at places and to the persons mentioned by the Food Controller whether by wholesale or retail. They agree to carry out all instructions issued by the Food Controller.

8. The Suppliers having deposited with the Bank of Mysore a sum of Rs.1,000 (Rupees one thousand only) has lodged the said bank guarantee letter with the Food Controller as security for the due fulfilment of this contractm breach of any of the conditions of this agreement will entail the forfeiture of the whole or part of the deposit at the discretion of the Food Controller and after the performance of the contract the said guarantee letter will be returned to the Suppliers to enable them to get back the amount from the Mysore Bank.

Signed and delivered this seventh day of August 1919.

Suppliers — Office Copy for file — Food Controller

Witnesses:-

1.

2.

OFFICE OF THE FOOD CONTROLLER AND DIRECTOR OF CIVIL SUPPLIES IN M Y S O R E.

Bangalore, dated the 24th July 1919.

Sealed tenders are invited for the import and sale of Madras rice (raw and boiled) from the Northern Delta Districts ~~and~~ the Madras Presidency, and Nellore rice from the Nellore District during the month of August 1919. The quantity to be imported will be 700 tons from the Delta Districts and 300 tons from the Nellore District.

2. Option is given to tenderers to tender either for the whole of the 700 tons from the Delta Districts or for the whole of the 300 tons from Nellore or ~~from~~ for both. One hundred and fifty tons of boiled rice from the Delta Districts are reserved for the Kolar Gold Fields to be delivered at Oorgaum and this lot should be tendered for separately.

3. The rice in the Delta Districts will be purchased subject to the conditions imposed by the Deputy Director of Civil Supplies, Bezwada.

4. Priority certificates will be issued by the Food Controller for the transport of rice into the State by rail.

5. The accepted tenderer should give a security deposit or Bank guarantee at the rate of Rs. 10/= per ton of rice.

6. The sale of the imported rice in the Mysore State will be controlled by Government; the wholesale and retail prices will be so fixed as not to yield a profit of more than 8 annas per bag of 164 lbs. (nett).

7. The Food Controller's directions as to the places where the imported rice ~~should~~ shall be sold and the persons to whom it may be sold wholesale or retail should be complied with. Out of the 1,000 tons of Delta and Nellore rice, 400 tons will be allotted for the Bangalore City and two-thirds of this quantity may be sold in retail by the importers themselves.

8. The tenderer shall store the imported rice at his risk in godowns to be provided by him.

9. In the case of the boiled rice intended for the Kolar Gold Fields,

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the tenderers should quote the lowest price per bag of 164 lbs. nett (166 lbs. gross) for delivery " f.o.r." Goregaum. For the rest the rate quoted should be for bags for similar capacity for delivery in godowns, Bangalore City, but the Food Controller may require the rice being consigned to other places and in such case the difference in freight and cart-hire will be added to or deducted from the accepted rates as the case may be.

10. The quality should be quoted and guaranteed.

11. Tenders will be accepted up to 12 noon on Saturday the 2nd August 1919

12. Each tender should be accompanied with a deposit of Rs. 500.

13. The acceptance or the rejection of tenders will be intimated on the 4th August 1919. The Food Controller does not bind himself to accept the lowest or any tender. The Food Controller reserves to himself the ri ht to break up the tendered quality in lots of not less than50 tons each. Before accepting a tender the Food Controller may call upon the tenderer to satisfy him that he is in a postion to secure the stock.

14. The successful tenderer must furnish the deposit or Bank guarantee referred to in condition 5 supra and execute necessary agreements by the 5th August 1919, failing which, the cash depoist of Rs 200 accompanying the ~~te~~ tender will be forfeited and the accptance of the tender will be cancelled.

(SIGNED) K. MATTHAN.
FOOD CONTROLLER AND DIRECTOR OF
CIVIL SUPPLIES IN MYSORE.

Copy
DD 7-8-19.
8/10

IN REPLY REFER TO
NO. C.O.54
ENCL. One

Tel: Address.
"Civisup"

DIARY NO. 7136

Office of the Food Controller and
Director of Civil Supplies in Mysore.

Bangalore, Dated 14th October 1919.

CHIEF SECRETARIAT
POLITICAL BRANCH.
18 OCT. 1919

From

K. MATTHAN, Esq., B.A.,
Food Controller and Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Govt. of Mysore.

Sir,

In continuation of this office letter No.6391 of the 8th instant, I have the honour to request that a definite final order may be given regarding the petition of Messrs. Margapuram and Co., sent to me for report with your memo No. G.4481 of the 22nd September and returned with my letter No.3880 of the 23rd idem, as well as on Mr. Sreecuntiah's appeal petition which was forwarded to me with your letter No. G.6093 of the 8th September and which I beg herewith to return.

2. These two firms were under the terms of their agreements bound to import 100 and 200 tons of first sort Molakulukulu and second sort Nellore rice respectively according to samples to be deposited by them and approved by me. They deposited certain samples which were notapproved by me. Thereupon under instructions from Government the Mysore Chamber of Commerce was consulted and the Chamber has furnished an opinion, which I take it, upholds the opinion already formed by me after consultation with other local merchants. Regarding Messrs. Margapuram and Company's sample what the Chamber says is that the sample is of Nellore rice known

known as Molakulukulu and of good quality, but that there are finer qualities of this rice available. Obviously, therefore, it is not of first quality. This is also the opinion furnished to me by local merchants whom I had already consulted. As regards Mr. Sreecuntaiah's sample the opinion of the Chamber is that it cannot be properly classed as second sort Nellore rice.

3. Thus the two firms have failed to carry out the terms of their agreements. This has resulted in the quantity of rice due to the State from Madras not being fully imported. Although the Madras authorities may still allow us to import an equivalent quantity this is practically impossible as stocks in Nellore are reported by the Madras Director to be very low and prices are very high. It appears therefore that these two firms are liable to forfeit the security deposits furnished by them as was ordered by Government in the case of Messrs. Rudrappa Appajeppa, vide G.O. No. G.5700-1/P.P.24-19-22 of the 4th September 1919. In view however of the special circumstances of these two cases, I would await the orders of Government before taking further action in this direction.

I have the honour to be,

Sir,

Your most obedient servant,

Food Controller & Director
of Civil Supplies in Mysore.

KM/MPH.

4566

(80)

To

Rajasevadhurina Sirdar M.Kantaraj Urs, Esq., B.A.,C.S.I.

Dewan of Mysore,

Bangalore.

This is an appeal against the orders of the Food Controller in Mysore, Bangalore dt 18th & 21st August 1919.

Respected Sir,

I beg to submit as follows:-

1. Owing to the acceptance of my tender for Nellor rice I had to strike a bargain for 500 bags 2nd sort on payment of advance.

2. I gave no clue of my tender to Nellore people. I therefore secured the rice at a cheap rate. On my own accord I thereupon reduced the rate to Rs.16-10-6 per bag (to be within the reach of the public) instead of Rs.18-8-0 contracted, vide Memorandum of the office of the Food Controller No.2829-31 dated 4-8-19.

3. Neither Mr.Appanna Ramachandra Rao nor the persons interested in him were successful to secure the tender of Delta, Nellore, or Burma rice during the month of August 19.

4. Neither there was any specification of Nellore rice 2nd sort in the Notification published, nor in the Memo referred to above, nor in the agreement executed on the 6th August 1919.

5. The fact that I have purchased Nellore red Kesari rice 2nd sort is clear from the letters appended to this. Vide letters A and B.

6. The prices of rice are not controlled in Nellore, like Delta Districts. Hence rates fluctuate.

Tenderers are, in consequence, placed in disadvantageous position.

7. The Food Controller has withheld issue of Priority certificate, on some pretext or other, is clear from the correspondence passed between him and me. The copy of the said correspondence is appended to this. His idea appears to be to disqualify local merchants as incapable of supplying the quantity contracted. Further he trys to make out that Appanna Ramachandra Rao or his men are the only people who are able to supply rice, though he knew full well that they had supplied worst rice possible. They may not care to lose a few thousands, out of the fortune they have already made. Whereas I am a new tender, the loss of Rs.100/- or Rs.1000/- shall be a mountain to me. If the present high market of Nellore is taken into consideration, it is not possible for any honest man to supply rice, at a low rate.

8. Clause 5 is ~~all~~ an addition to agreements executed in August 19. Please see previous agreements. Under clause 5, he might have permitted to import 500 bags rice (already purchased), looking at the reduced rate quoted by me. Even this, he has not done. By looking at the sample produced by me and the samples produced by the previous tenderers, Mr. Appanna Ramachandra Rao or men interested in him or Mr. M.N.G. Lakshmiramana Shetty, you will be able to find that my Keshri rice is far superior. Mr. M.N.G. Lakshmiramana Shetti has been permitted to import bad rice and sell it at 4½ seersper rupee.

9. Thella(white) Kesari could not be had in Nellore. We have to purchase rice from our money and sell it at our risk. We, should see that the rice we import finds a speedy sale and fix a rate suiting the convenience of the public. If the Food Controller is prepared to buy table rice or Molukulkulu rice, which cost high, I can supply him. But I do not generally find sale for such rice

rice in my shop. The amount invested on such rice will be a dead capital.

10. As per my letter dated 16th August, I proposed the following two suggestions viz. 1stly, to sell the rice at a reduced rate, ~~and~~ or 2ndly, to sell rice at a profit of 8 annas per bag, after showing my Invoice and other incidental --- charges. The Food Controller was not pleased to grant me either. His persistant refusal to grant certificats damps the spirit of willing and honest merchants to come forward and to be of some help to the public. He has been saying that any rice shown him by me is not of the 2nd sort. He has apparently no knowledge of different kinds of rice.

11. The letters produced go to show that I have purchased 2nd sort, Kasari rice. I am prepared to supply the whole quantity viz. 200 tons. Further my customers are ---- anxious to buy at 4 seers per rupee, being Nellore rice. I therefore beg of you to favourably consider my application and instruct the Food Controller to issue priority certificate immediately for 500 bags referred to above, to prevent further loss being incurred, and to keep the said rice as sample and to issue priority certificates for bags imported from time to time ~~fill~~ till the 200 tons of rice is fully supplied.

12 It is only for the sake of principle and justice that I have been contending as hard as this.

13. I further pray for an urgent order being passed to issue Priority certificate for 500 bags already purchased, as the merchants from whom I have purchased it are pressing ~~within 10 days from the 26th instant~~ me hard to remove the stock within 10 days from the 27th instant and as they refuse to act up to their agreement in case of delay, which will result in heavy loss, in addition to the loss already sustained by me

The Food Controller writes to me that he wishes to make other arrangements to import rice. If he is so anxious as to make his own arrangements, I do not want to stand in his way, as regards the remaining ~~this~~ number of bags.

Bangalore
30.8.19

I have the honor to be,
Respected Sir,
Your most obedient servant,

K. Reecuntia
Mundy merchant,
New Tarapupet, city
Bangalore

(84

D.O. M. 24-19

No 10 G 8892 M 68

Dt 18.10.19.

To The Food Controller

Dear Sir

With reference to your letter no 63919 dt 8th Oct 1919 regarding the samples of Vellore rice produced by Messrs Mayapuram Co & the precautions I am desired to state that it is not clear from the expert opinion furnished by the Chamber whether the sample produced by Messrs Mayapuram Co is a is not

Mr Clare need first sent

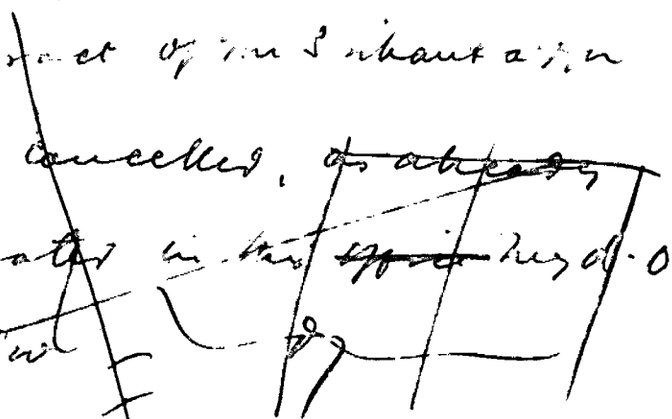
ceed to request that

this point may be

definitely ascertained from the Chamber

& intimated early

~~Yours &c~~



Yours sincerely

13542

Bangalore City,
23rd October 1919.

From

Margapuram & Co.,
Chamarajpet,
Banglore City.

DIARY NO. 7504

19 -19

To The Chief Secretary to
the Government of Mysore,
Bangalore.

Sir,

Referring to the endorsement No G7804 dated 22nd ultimo, we beg to state that we have noted the orders therein conveyed. But we respectfully beg to draw your kind attention to our appeal dated 21st August 19 against the orders of the Food Controller in regard to the sample rice which we submitted and which he had the kindness to decline to accept.

Two months have passed away and we have not yet received any orders on the subject. We have suffered very heavy loss in this transaction for no fault of ours and we shall as per orders of Government quoted above, will communicate in the first instance with the Food Controller on the subject.

We beg to remain,
Sir,
Your most obedient Servants,

M K Margapuram & Co

7752

IN REPLY REFER TO
NO. 7067
ENCL.

Tel: Address.
"Civisup"

SEC. & REV. DEPTT.
19 OCT 1919

10901

Office of the Food Controller and
Director of Civil Supplies in Mysore,
Bangalore, Dated 28th Oct. 1919.

From

K. MATTHAN, Esq., B.A.,
Food Controller and Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Govt. of Mysore.

Sir,

With reference to your letter No. G.8892/P.P.24-19-68 dated 18th instant, I have the honour to state that as directed by Government I have requested the Chamber of Commerce to furnish a definite opinion as to whether the sample produced by Messrs. Margapuram and Co. for 500 bags out of their contract for 100 tons is or is not Nellore rice first sort and the reply of the Chamber will be submitted to Government in due course.

867

2. In the meantime, I beg to invite reference to my letter No. C.O.54 of the 14th instant on the same subject and to request to be favoured with orders as to how the deposit furnished by Mr. Sreecuntiah should be dealt with. In your D.O. letter of the 18th instant, it has been directed that the contract of Mr. Sreecuntiah should be cancelled, but no orders have been given about how the deposit is to be treated.

I have the honour to be,

Sir,

Your most obedient servant,

Matthan

Food Controller & Director

KM/MPH.

G R. S. VI—G/32]

SUBJECT

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT
( )
the *191*

Date of issue 31/10

Signed by M. Ayr

Section
File No. M.S. 83
Serial No.

No. 29087

To The Head Constable
in Nagma

Sir

With reference to
para 2 of your letter
no. 7067 of 28th Oct 19
regarding the disposal
of the security deposit
furnished by Mr Sree-
canth in connection

over.

with his contract for supply
of Yellow Metal, I am
directed to state that
a sum of Rs 5.00 may
be forfeited to Govt out
of the deposit furnished
by Mr Treecastle &
the balance returned
to them

I have &c

for Chief Engr

List of enclosures.

Copied by

Examined by

WD 1744– GPB– 80,000 19-3-19

9816 \90

Y NO.....

In Reply Refer to
No. 7652.
ENC. 3

6 NOV 1919

OFFICE OF THE FOOD CONTROLLER AND
DIRECTOR OF CIVIL SUPPLIES IN MYSORE.

Bangalore, 25th November 19 19

Tel. Address.
"CIVISUP"

18914

From

K. MATTHAN, ESQ., B. A.
Food Controller & Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Govt. of Mysore.

Sir,

In continuation of my letter No.7067 of the28th October 1919, I have the honour to submit herewith copy of letter No.633 dated 24th November 1919 from the acting Secretary, the Mysore Chamber of Commerce, Bangalore, stating that the sample of rice produced by Messrs. Margapuram and Co. towards a part of their contract is Nellore rice 1st quality.

2. The original tender given by Mr. Sreeramulu, proprietor of the firm, and a copy of the agreement executed by the firm are also enclosed for reference in this connection. In the former the rate quoted was for "1st quality Molakalukulu" rice, but in the agreement the description of the rice to be imported has been given as "Nellore rice, 1st sort, Molakalukulu"

3. The opinion now furnished by the Chamber that the sample is of "Nellore rice of 1st quality" may be accepted, but the original opinion was that the rice was Nellore rice known as Molakalukulu and that "finer qualities of this rice were available in the market"

and

and I must confess to ignorance of how a sample can be of "first quality" while finer qualities are available.

4. This firm's contract was to supply 100 tons or 1350 bags of rice. The firm offered to supply 500 bags of what is now held to be 1st quality rice, and the remaining quantity in the shape of 2nd sort rice. They never offered to carry out their undertaking in full. There was an offer of performance of their contract to the extent of 37 per cent, and failure to the extent of 63 per cent.

5. I now solicit orders of Government as to how their contract is to be dealt with.

I have the honour to be,

Sir,

Your most obedient servant,

Food Controller & Director
of Civil Supplies in Mysore.

KM/MPH.

Manjarabad Coffee Works,

No 2

General Merchants and Commission Agents.

Margapuram & Co.,

ಮಾರ್ಗಾಪುರಂ ಅಂಡ್ ಕೋ,

ಮಂಜರಾಬಾದ್ ಕಾಫೀ ಕಾರ್ಖಾನೆ, ಬೆಂಗಳೂರು ಸಿಟಿ.

No.

NEW THARAGUPET,

Bangalore City, 2nd August 1919..

To

The Food Controller in Mysore

Bangalore

Sir.

In response to your notification calling for tenders for the import and sale of Delta rice & Tellore rice into Mysore State during August 19, I beg to submit my tender as follows

For Coss Delta Rice.

(a) 500 bags Table rice at market rate with one rupee profit per bag

(b) I Quality Boiled rice,
per bag of 166 lbs Gross @ Rs 13-9-0
Do for Kolar Gold Field @ Rs 13-7-3

c. II Sort Boiled 166 lbs Gross @ Rs 13-4-0

P.T.O.

(d) I quality Raw Rice 166 bgs Cross @ Rs 13-1-0

(E) II — do ——— 166 Rs 12-13-6.

Vellore Rice 300 tons.

I Mr Zuvekin Mr Middleton 166 bgs Cross @ Rs 19-6-

(2) as regards the Sample I herein produce the Deputy Director of Civil Supplies, informing that he would be able to give sample on the 8th instant, the sample will be submitted on receipt.

3) as regards the other conditions the Food Controller will render all facilities to importing the rice

4) as the required deposit money is hereunto deposited.

I beg to remain Sir
Your most obedient servant
[illegible]
19

94

Memorandum of agreement executed this seventh day of August one thousand nine hundred and nineteen, between Mr. M.S. Ramachandra Rao, Assistant to the Food Controller in charge of the office of the Food Controller and Director of Civil Supplies, hereinafter called the " Food Controller" of the one part and Messrs Maragapuram & Co., New Taragupet, Bangalore City, hereinafter called the " Suppliers" of the other part.

Whereas the Food Controller has called upon the Suppliers to import and supply one hundred tons of Nellore rice, first sort, Molakalkulu, from Nellore during the month of August 1919 and the suppliers have agreed to do so.

Now this agreement withnesseth as follows:-

1. The Food Controller will issue priority certificates which will be endorsed by the Director of the Civil Supplies Madras for the transport of the rice into Mysore State by rail.

2- The rice imported should be stored by the Suppliers at their risk in godowns to be provided for by them.

3. The stock shall be open to the inspection of the Food Controller or of his nominees from time to time.

4. The suppliers should import Nellore rice, first sort, Molakalkulu and supply and sell the same at Rs. 19-6-0 per bag of 166 lbs. gross in godown, Bangalore City.

5. Samples of the rice proposed to be imported should be deposited in the Office of the Food Controller, and if the quality actually supplied at any time is not up to the sample tendered and approved, the Food Controller shall be at liberty to reject in whole or in part such portion of the supply as does not come up to the sample or reduce the rates or pass such orders thereon as he may deem fit.

6. That in respect of rice sold in retail by the supplier ~~in Bangalore~~

in Bangalore City, they will be allowed in addition of the above prices and extra allowance of eight annas per bag or deducting annas six for the value of the empty gunny only two annas extra per bag and the suppliers shall be at liberty to dispose of the rice taken by them to their godown at Bangalore City within one month from the date of arrival of the consignment.

7. The Suppliers should sell the said impoted rice at places and to the persons ~~XXXXXX~~ mentioned by the Food Controller whether by wholesale or retail. They agree to carry out all instructions issued by the Food Controller.

8. The Suppliers having deposited with the Bank of Mysore a sum of Rs. 1,000 (Rupees one thousand only) has lodged the said bank guarantee letter with the Food Controller as security for the due fulfilment of this contract breach of any of the conditions of this agreement will entail the forfeiture of the whole or part of the deposit at the discretion of the Food Controller and after the performance of the contract the said guarantee letter will be returned to the Suppliers to enable them to get back the amount from the Mysore Bank.

Signed and delivered this seventh day of August 1919.

S/D.M. Sreemalu
Suppliers

SD/- M.S. Ramachandra Rao,
Food Controller.

Witnesses:-

1- SD/- Muddukrishnappa.

2. SD/- S-C-Venkatasubbaya.

" C O P Y"

For Food Controller and Director.

196

Letter No.633 dated 24th November 1919 from the acting Secretary, The Mysore Chamber of Commerce, Bangalore, to the Food Controller and Director of Civil Supplies in Mysore, Bangalore.

In acknowledging the receipt of your letters of the 25th ultimo and of the 7th and 17th instant, I am directed by the Chairman to inform you that the sample in question is declared by the expert to be Nellore rice of the First quality.

Copy.

For Food Controller & Director of Civil Supplies.

MPH.

97/10540

In Reply Refer to
No. 8253
ENC. 2

OFFICE OF THE FOOD CONTROLLER AND
DIRECTOR OF CIVIL SUPPLIES IN MYSORE.

Bangalore,....11th December 1919

Tele-Address.
"CIVISUP"

15419

From

K. MATTHAN, Esq., B. A.
Food Controller & Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Govt. of Mysore.

Sir,

In continuation of my letter No.7853 of the 26th ultimo, regarding the contract of Messrs. Margapuram and Co. for the import and sale of Nellore rice in the month of August 1919, I have the honour to submit herewith copies of a letter received this day from Messrs. Margapuram and Co. and of its enclosure claiming payment of a sum of Rs. 586-7-6 on account of losses said to have been incurred by them owing to my refusal to grant them priority certificates.

2. This firm was bound, under the terms of their contract dated 7th August, to import 100 tons of Nellore rice 1st sort. They offered to import 37 tons and the offer was not accepted for reasons which are already before Government. They failed in their contract in respect of 63 tons and under the terms of their contract and in accordance with the procedure adopted in all previous cases of such failure, they are liable to forfeit Rs. 10 per ton or Rs. 630 for failure to import 63 tons of rice.

3. If the Government should hold the view that the firm is entitled to be compensated for losses due

due to refusal to grant priority certificates in respect of 37 tons now adjudged to be of first quality, and if the bill presented by the firm to be accepted as correct, a set off may be given to the extent of the amount of losses and the penalty recoverable from the firm reduced to Rs 43-8-6.

I have the honour to ~~be~~ be,

Sir,

Your most obedient servant,

Food Controller & Director of Civil Supplies in Mysore.

KM/ MPH.

Letter dated 11th December 1919 from Messrs. Margapuram and Co. to the Food Controller & Director of Civil Supplies in Mysore.

Agrreably to Government Order No.7804 dated the 22nd September 1919, directing us to address you in the matter of the loss, etc. arising out of your refusal to grant us priority certificate for the importation of certain rice for which our tender had been accepted by you, we have the honour to forward a detailed memo for payment showing the amount of loss incurred by us. In spite of our assurance that we had purchased from the firm which had supplied to the previous contractor rice of a quality equal, if not superior, to the supply made by him to Government previously, you did not believe us despite the fact that the respectability of our firm is wellknown. Even now we are prepared to challenge the disproof of our statement that the sample rice was of the first quality. Thus the loss sustained by us by resale is due to no fault of our own but to your non-grant of the priority certificate in time as requested by us.

2. In our previous correspondence, we distinctly pointed out that the local merchants had no knowledge of the Nellore rice and you yourself admitted that you had no experience either of it. We again reiterate our statement that we undertook this business not solely with the object of making profit for ourselves but to serve the public in our own humble way. We therefore pressed upon the Government three alternative proposals: one of which was to the effect that the Food Controller might take over what we had already purchased, giving us only two annas on each bag instead of eight annas to which we are entitled as per terms of the contract.

3. It is needless for us to dilate upon the great inconvenience and worry to which we had to subject ourselves in this transaction. We have, therefore, no doubt you will favour us with your cheque for the amount claimed very early so that we may close up our accounts by the end of this month.

---:0:--

Copy.

(100

Nellore Rice. Profit and loss account of Margapuram & Co ,New Taragupe

Bangalore City.

Dr.

	Rs	as	p			
To sale of 200 bags of rice at Rs 24-9-0 per bag.	4912-	8-	0	By 200 bags rice at Nellor from Rani Reddy as per bill dated 19-9-19		5037-5-0
Loss account	586-7-6			Transit charges from Nellore to Madras etc.		152-10-0
Total	5498-15-6.			Incidental charges incurred in re-purchase and sale of rice at Nellore and Madras.		
				Mr. T.Subba Rao	210-0-6	
				" Sriramlu	34-8-0	
						244-8-6
				Intrest on Rs 4296 for two months advanced for		64-8-0
				Total Rs		5498-15-6.

Bangalore

11thDecember 1919.

Sd/ Sriramlu.

Proprietor.

" COPY "

101

G. R. S. VI—G/32]

SUBJECT....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT
( )
, the *191*

Date of issue 31.12.19

Signed by Wm A.G.A.

Section
File No. AF 24-19
Serial No. 101 d

No. G. 16867

To The Food Controller
in Kurunegala

Sir,

With refee to the cor
respondence ending with
your letter no 8253 of the
11th dec 1919 regarding the
contract of Messrs Nagapoosani
& Co for the import & sale of
Kollar rice in August 1919
I am directed to forward
herewith a copy of the

over.

Govt Advocates Note on the legal position of the parties to the contract and to state that Govt consider that the security deposit tendered by the firm may be returned in full if they are agreeable to withdraw all claim for damages.

2. I am accordingly to request you to communicate with the firm and take necessary action as indicated above-

Thave &c

for Chief Secy

List of enclosures

Contd

E. i...

IN REPLY REFER TO
NO. 5508
ENCL- Nil

Tel. Address
"CIVISUP"

OFFICE OF THE FOOD CONTROLLER AND
DIRECTOR OF CIVIL SUPPLIES IN MYSORE,

Bangalore, Dated the 10th May 1920

DIARY NO. 19418

FROM

K. MATTHAN ESQ., B.A.,
Food Controller and Director of Civil Supplies in Mysore.

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Govt. of Mysore.

Sir,

With reference to your letter No. G.14867/P.P. 24-19-101 of the 31st December 1919 conveying the instructions of Government in regard to the claim of Messrs. Margapuram and Co. to have their alleged losses reimbursed, I have the honour to submit herewith for the information of Government a copy of my letter No. 8814 of the 2nd January 1920 and of the firm's reply dated 29th April 1920 received in this office on the 8th instant. From the letter the firm appears to have made a further representation to Government, orders on which I shall now await.

I have the honour to be,

Sir,

Your most obedient servant,

Food Controller & Director
of Civil Supplies in Mysore.

KM/MPH.

Letter No.8814 of the 2nd January 1920 from the Food Controller & Director of Civil Supplies in Mysore, to Messrs. Margapuram and Co., New Taragupet, Bangalore City.

With reference to your letter of the 11th December 1919, regarding your contract for the import of Nellore rice 1st, sort in August last, please let me have details with vouchers for the amount claimed by you to enable me to examine the claim.

In this connection I have to point out that you offered to fulfil your contract only to the extent of 500 bags while the total quantity that had to be imported was 100 tons or 1,350 bags. I am advised that under the terms of your agreement your security deposit is liable to be forfeited owing to your failure to carry out your contract in full. I am however under instructions from Government prepared to waive the forfeiture and return your security deposit in full if you will withdraw all claim for damages.

--:0:--

Copy.

MPH.

105

Letter dated 29th April 1920 from Messrs., Margapuram and Co., Chamarajpet, Bangalore City, to the Food Controller and Director of Civil Supplies in Mysore, Bangalore.

With reference to your letter No.8814 dated the 2nd January 1920, we beg to inform you that the details with vouchers will be sent after Government passes orders on our further representation about the security amount.

2. As regards our letter said to have been received in your office on the 12th August 1919, we have to inform you that immediately our agent returned from Nellore, you were approached with a request therein made to allow us to supply you the second quality of rice on the ground that the stock of the first quality had been purchased. But as you did not accept our proposal, we at once made arrangements to purchase rice of first sort from merchants who had already bought the same from millowners. As Nellore was not under control regarding prices they were always on the lookout when the Mysore Government would call for tenders, and immediately they used to buy stock from the big millowners with a view to enhance the rates. The above statement that we arranged to purchase the contracted quantity is fully substantiated by our letter dated 21st August 1919 to Government. In the meantime as you asserted that the sample rice produced by us was not of the first quality, we suspended the further purchases at increased rates, pending the decision of Government about the quality.

3. In our letter dated the 21st August 1919 to Government appealing against your decision about the quality of rice, we proposed that we would supply the quantity allotted to us. For ready reference, we quote below the extracts from that letter:-

"(1) We would therefore suggest that the same procedure

106

procedure could be adopted for Nellore rice also, now that we and Mr. Srikantaiya have undertaken to supply 100 and 200 tons respectively, this being the quantity allotted for this month. Even in this case we are prepared to get a certificate from local officer if the Food Controller is pleased to give us a letter to him.

(2) We are quite prepared to hand the whole quantity to Government if they are willing to pay us two annas profit on each bag on the bills furnished by the mills.

(3) We are prepared to supply only 500 bags we had purchased at the tender rate and for the remaining 800 bags, the Food Controller may give the contract to any other merchant whom he chooses."

4. We would have supplied the tendered quantity within the tendered time (end of August), if the Government immediately decided that the sample we produced was of the first quality. It was only in January 1920 that the letter under reply was received.

5. Under the above circumstances, we trust the Government will see their way to do nothing but justice to our representations made in our previous letters and grant us the actual loss we sustained. We once more bring to the notice of Government that it was not purely with the object of making profits, but also with a spirit of doing some service to the public that we undertook the contract.

COPY

MPH.

IN REPLY REFER TO
NO. 31
ENCL. one

Tel. Address
"CIVISUP"

OFFICE OF THE DIRECTOR OF CIVIL SUPPLIES
IN MYSORE,

Bangalore, Dated....3rd..J..u..l..y.....192 0.

227

FROM

K. MATTHAN ESQ., B.A.,
Director of Civil Supplies in Mysore.

5 JUL 1920

CHIEF SECRETARIAT
POLITICAL BRANCH
5-JUL 1920

To

C.S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B a n g a l o r e.

S i r,

In continuation of my letter No.5708 of the 10th May 1920, I have the honour to submit herewith a copy of letter of the 2nd instant received from the Proprietor of the Late Margapuram & Company.

I have the honour to be,

Sir,

Your most obedient servant,

Food Controller & Director of
Civil Supplies in Mysore.

Letter dated the 2nd July 1920 from the Proprietor of the Late Margapuram & Co., Chamarajapet, Bangalore City, to the Food Controller and Director of Civil Supplies in Mysore, Bangalore.

I beg to invite your kind attention to my letter dated 28-4-1920 and to request that you will be pleased to communicate to me the orders of Government if they have been received in your office. If not, may I pray that Government may be addressed on the subject as they require all communications to be sent through you.

Copy.

Food Controller & Director of Civil Supplies in Mysore..

Bangalore.
3rd July 1920

G. R. S. 26] 417

(109

File No.

Serial No.

*Diary No. of letter replied to*_____

No. 41107 IPP

General and Revenue Secretariat

( )

, the *191* .

To

The Food Controller

in Mysore

Date of issue 16/7

Signed by M' Bk

Sir,

With reference to the correspondence ending with your letter no 31 C/108 of 3rd July 1920 regarding the claim of Messrs Mangapuram & Co for certain alleged losses, I am directed to state that you may take over.

SUBJECT.

Rtd 15/7

(110)

further action in the matter
as already indicated
in this office letter no G 16867/
M.M 24-29-101 of 31st Dec 1919
I have etc

MC
14.7.20
for Chief Secy

List of enclosures,

Copied by

Examined by

GPB—25,000—4-3-13